

FEDERAL REGISTER



THE NATIONAL ARCHIVES
OF THE UNITED STATES
1934

VOLUME 19 NUMBER 122

Washington, Thursday, June 24, 1954

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10538

ESTABLISHING A SEAL FOR THE UNITED STATES MARINE CORPS

WHEREAS the Commandant of the United States Marine Corps with approval of the Secretary of the Navy has caused to be made, and the Department of Defense has recommended that I approve, a seal for the United States Marine Corps, the design of which accompanies and is hereby made a part of this order, and which is described as follows:

Standing upon the western hemisphere of the terrestrial globe containing the lines of latitude and topographical outlines of North, Central, and South America, an American bald eagle with wings displayed horizontally and inverted holding in his beak a scroll inscribed with the motto "SEMPER FIDELIS", all bronze. Behind the western hemisphere a fowl anchor bend sinister-wise with stock, arms, and flukes in slight perspective, all bronze, on a scarlet background and within a dark blue band edged in gold circumscribed by a gold rope rim and inscribed "DEPARTMENT OF THE NAVY · UNITED STATES MARINE CORPS" in gold letters. The central device of the seal is the emblem of the United States Marine Corps;

AND WHEREAS it appears that such seal is of suitable design and appropriate

for establishment as the official seal of the United States Marine Corps:

NOW, THEREFORE, by virtue of the authority vested in me as President of the United States, I hereby approve such seal as the official seal of the United States Marine Corps.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,

June 22, 1954.

[F. R. Doc. 54-4241; Filed, June 22, 1954; 5:02 p. m.]

EXECUTIVE ORDER 10539

PROVIDING FOR THE ADMINISTRATION OF FUNCTIONS RESPECTING RUBBER, TIN, AND ABACA HERETOFORE ADMINISTERED BY THE RECONSTRUCTION FINANCE CORPORATION

By virtue of the authority vested in me by the Rubber Act of 1948 (62 Stat. 101), as amended (50 U. S. C. App. 1921, *et seq.*), the joint resolution of June 28, 1947, 61 Stat. 190, as amended, the Abaca Production Act of 1950 (64 Stat. 435; 50 U. S. C. 541, *et seq.*), section 107 (a) (1) of the Reconstruction Finance Corporation Liquidation Act, 67 Stat. 231, and section 301 of title 3 of the United States Code, it is hereby ordered as follows:

SECTION 1. The Secretary of the Treasury is hereby authorized and directed to cause to be organized a corporation under the authority and subject to the provisions of section 10 of the Rubber Act of 1948, 62 Stat. 105, as amended, 50 U. S. C. App. 1929. The said corporation shall be known as the Federal Facilities Corporation.

SEC. 2. Executive Order No. 9942 of April 1, 1948 (13 F. R. 1823), providing for the performance of certain functions under the Rubber Act of 1948, is hereby amended by deleting from sections 2 and 3 thereof the words "Reconstruction Finance Corporation" and inserting in lieu thereof, in each case, the words "Federal Facilities Corporation."

(Continued on p. 3829)

CONTENTS

THE PRESIDENT

Executive Orders	Page
Establishing a seal of the U. S. Marine Corps.....	3827
Providing for administration of functions respecting rubber, tin, and abaca heretofore administered by Reconstruction Finance Corporation.....	3827

EXECUTIVE AGENCIES

Agricultural Marketing Service	-
Proposed rule making:	
Milk handling in St. Louis, Mo.....	3842
Agriculture Department	
See also Agricultural Marketing Service; Commodity Credit Corporation; Commodity Stabilization Service.	
Notices:	
Mississippi; designation of area for production emergency loans.....	3851
Rules and regulations:	
Agricultural conservation, Puerto Rico, 1953; conservation practices and rates of assistance.....	3836
Civil Aeronautics Administration	
Rules and regulations:	
Minimum en route IFR altitudes; miscellaneous amendments.....	3836
Civil Aeronautics Board	
Notices:	
Northwest Airlines, Inc., and Eastern Air Lines, Inc.; interchange proposal; hearing.....	3851
Commerce Department	
See Civil Aeronautics Administration.	
Commodity Credit Corporation	
Rules and regulations:	
International Wheat Agreement; terms and conditions of wheat and wheat-flour export programs:	
1953-54 program; termination.....	3829
1954-55 program.....	3830

3327





Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Federal Register Division, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U. S. C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D. C.

The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for \$1.50 per month or \$15.00 per year, payable in advance. The charge for individual copies (minimum 15¢) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D. C.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER.

CFR SUPPLEMENTS

(For use during 1954)

The following Supplements are now available:

Title 6 (\$2.00)

Title 26: Parts 1-79, Revised 1953 (\$7.75)

Previously announced: Title 3, 1953 Supp. (\$1.50); Titles 4-5 (\$0.60); Title 7: Part 900 to end (\$1.25); Title 8 (\$0.35); Title 9 (\$0.50); Titles 10-13 (\$0.50); Title 14: Parts 1-399 (\$1.25); Part 400 to end (\$0.50); Title 16 (\$1.00); Title 17 (\$0.50); Title 18 (\$0.45); Title 20 (\$0.70); Titles 22-23 (\$1.00); Title 24 (\$0.75); Title 25 (\$0.45); Title 26: Parts 80-169 (\$0.50); Parts 170-182 (\$0.75); Parts 183-299, Revised 1953 (\$5.50); Part 300 to end, and Title 27 (\$1.00); Titles 28-29 (\$1.25); Titles 30-31 (\$1.00); Title 32: Parts 1-699 (\$1.75); Part 700 to end (\$2.25); Title 33 (\$1.25); Titles 35-37 (\$0.70); Title 39 (\$2.00); Titles 40-42 (\$0.50); Titles 44-45 (\$0.75); Title 46: Parts 1-145 (\$0.35); Title 49: Parts 1-70 (\$0.60); Parts 71-90 (\$0.65); Parts 91-164 (\$0.45); Part 165 to end (\$0.60); Title 50 (\$0.55)

Order from
Superintendent of Documents, Government
Printing Office, Washington 25, D. C.

CONTENTS—Continued

Commodity Stabilization Service	Page
Rules and regulations:	
Sugar beets, 1954 crop; fair and reasonable prices.....	3835
Customs Bureau	
Notices:	
Georgetown, British Guiana; addition to "no consul" list....	3845
Farm Credit Administration	
Rules and regulations:	
Federal land banks generally and national farm loan associations; retirement of stock....	3829
Federal Communications Commission	
Notices:	
Hearings, etc.:	
Aeronautical fixed stations, certain, in Alaska.....	3854
Arlington-Fairfax Broadcasting Co., Inc., and Washington Metropolitan Television Corp.....	3852
Colorado City Broadcasting Co. (KVMC).....	3853
Matheson Radio Co., Inc., et al.....	3851
Newman, Dorsey Eugene, et al.....	3852
Southern Indiana Broadcasters, Inc., and Mt. Vernon Broadcasting Co.....	3853
Texas Star Broadcasting Co. and KTRH Broadcasting Co. (KTRH).....	3851
Rules and regulations:	
Special industrial radio services.....	3841
Federal Power Commission	
Notices:	
Northern Natural Gas Co.; application.....	3855
Interior Department	
See also Land Management Bureau.	
Notices:	
Filing objections to withdrawal of public lands for use of Air Force Department for military purposes.....	3850
Interstate Commerce Commission	
Notices:	
Applications for relief:	
Fly ash between points in southern territory.....	3857
Iron:	
Pig, from Birmingham, Ala., group to Chicago, Ill.....	3858
Scrap, and steel articles between points in official territory.....	3858
Phosphate rock from Florida to Missouri.....	3856
Rubber from Texas and Louisiana to Ohio, Pennsylvania and West Virginia....	3858
Sulphur from Nash Dome, Tex., to:	
Certain points.....	3857
Official and southern territories.....	3857

CONTENTS—Continued

Interstate Commerce Commission—Continued	Page
Notices—Continued	
Applications for relief—Con.	
Woods, foreign, from South to Eufaula, Ala.....	3857
Organization of bureaus; changes.....	3858
Land Management Bureau	
Notices:	
Filing of plat of survey; Alaska (2 documents).....	3846
Opening of public lands; New Mexico.....	3848
Proposed withdrawal and reservation of lands:	
Montana.....	3848
New Mexico (2 documents)....	3849
South Dakota.....	3850
Shorespace restoration and small tract classification orders; Alaska.....	3845
Small tract classification order; Montana.....	3847
Rules and regulations:	
Alaska; partial revocation and modification of PLO 386, July 31, 1947.....	3840
Arizona; withdrawal of public lands for use of Air Force Department for military purposes.....	3841
California; correction of PLO 804, Feb. 8, 1952.....	3840
Colorado; reservation of public lands in connection with Mack Mesa Reservoir.....	3840
Marine Corps	
Establishment of seal (see Executive order).	
Reconstruction Finance Corporation	
Administration of functions respecting rubber, tin, and abaca (see Executive order).	
Securities and Exchange Commission	
Notices:	
Hearings, etc.:	
Columbia Gas System, Inc., et al.....	3856
General Public Utilities Corp.....	3856
Treasury Department	
See Customs Bureau.	

CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

Title 3	Page
Chapter II (Executive orders):	
2131 (revoked in part by PLO 976).....	3841
9942 (amended by EO 10539)....	3827
10538.....	3827
10539.....	3827
Title 6	
Chapter I:	
Part 10.....	3829
Part 11.....	3829
Chapter IV:	
Part 481 (2 documents)....	3829, 3830

CODIFICATION GUIDE—Con.

Title 7	Page
Chapter VIII:	
Part 871	3835
Chapter IX:	
Part 903 (proposed)	3842
Chapter XI:	
Part 1102	3836
Title 14	
Chapter II:	
Part 610	3836
Title 43	
Chapter I:	
Appendix (Public land orders):	
386 (revoked in part by PLO 975)	3840
448 (see PLO 975)	3840
804 (amended by PLO 974)	3840
973	3840
974	3840
975	3840
976	3841
Title 47	
Chapter I:	
Part 11	3841

SEC. 3. The Federal Facilities Corporation is hereby designated as the instrumentality of the United States which shall perform and exercise the functions heretofore performed and exercised by the Reconstruction Finance Corporation under the said joint resolution of June 28, 1947, as amended.

SEC. 4. (a) All functions vested in the President by the said Abaca Production Act of 1950 shall be performed and exercised through the General Services Administration, except the functions of the President under section 3 (a) of the said act (with respect to directing increases or reductions of acreage) and his functions under subsections (c) and (d) of section 4 of the said act (50 U. S. C. 542 (a); 543 (c); 543 (d)).

(b) The letter of the President to the Chairman of the Board of Directors of the Reconstruction Finance Corporation of August 10, 1950, relating to abaca, is superseded by the provisions of subsection (a) of this section.

SEC. 5. The Director of the Bureau of the Budget shall carry out the provisions

of section 10 (d) of the Rubber Act of 1948, as amended (50 U. S. C. App. 1929 (d)), section 4 (d) of the Abaca Production Act of 1950 (50 U. S. C. 543 (d)), and section 107 (b) of the Reconstruction Finance Corporation Liquidation Act, as the said provisions relate to the provisions of sections 2, 3, and 4 of this order.

SEC. 6. As used in this order, the term "functions" shall be deemed to embrace powers, duties, responsibilities, authority, and discretion.

SEC. 7. The provisions of sections 2, 3, and 4 of this order shall become effective at the close of June 30, 1954, or at an earlier time fixed by the Secretary of the Treasury after consultation with the Director of the Bureau of the Budget. All other provisions hereof shall become effective immediately.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
June 22, 1954.

[F. R. Doc. 54-4843; Filed, June 23, 1954;
9:57 a. m.]

RULES AND REGULATIONS

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

Subchapter B—Federal Farm Loan System

PART 10—FEDERAL LAND BANKS
GENERALLY

PART 11—NATIONAL FARM LOAN ASSOCIATIONS

RETIREMENT OF STOCK

In order to include in the same section several general advance approvals by the Farm Credit Administration for the retirement of Federal land bank stock held in connection with a loan before full payment of the loan, and in order to delete some material relating thereto which it is no longer deemed necessary to publish, §§ 10.150, 10.151, and 11.382 of Title 6 of the Code of Federal Regulations (18 F. R. 4779) are hereby revoked, and § 10.149 thereof (18 F. R. 4778) is hereby amended to read as follows:

RETIREMENT OF STOCK

§ 10.149 *General policy; approval in certain circumstances.* It is the general policy of the Administration that the bank stock issued in connection with a loan made through an association shall not be retired in whole or in part until the loan has been paid in full except in individual cases where unusual circumstances are involved. Within the limitations and restrictions of section 7 (12 U. S. C. 722) and section 14 (12 U. S. C. 791 Fourth) of the Federal Farm Loan Act and applicable regulations of the Administration, and subject to authorization being given by the bank's board of directors by appropriate resolution, the Administration approves, under section 7 of the Federal Farm Loan Act

(12 U. S. C. 721), the retirement of bank stock held as collateral for the payment of a loan, in the following cases or circumstances:

(a) Where the amount of bank stock held as security for a loan is substantially in excess of five percent of the unpaid balance of the loan and the bank determines that retirement of the excess stock is advisable;

(b) If the terms and conditions under which a bank holds future payment funds so permit, then, when the amount of stock and the future payment funds held in connection with a loan are sufficient to pay off the loan in full, they may be so applied and the stock may be retired for that purpose;

(c) When the amount of bank stock held as security for a loan is sufficient to complete payment of the loan, the bank may retire its stock and, with the consent of the association, credit an amount equal to the par value thereof as a last payment on the retiring borrower's loan;

(d) When a loan is called for foreclosure, or when a loan has been declared due and payable for the purpose of accepting deed, the bank may retire the related stock and apply the proceeds to the indebtedness concurrently with the transfer of the loan to the loans called for foreclosure account or at any time thereafter, not later than the date of recording the acquisition of the underlying security on the books of the bank; and

(e) Where the mortgaged security for a land bank loan is transferred and the present owner thereof assumes the mortgage indebtedness, but either fails to acquire ownership of the stock interest on such loan or does not qualify for membership in the association endorsing the loan.

(Sec. 6, 47 Stat. 14, 12 U. S. C. 685; interpreted or applies sec. 7, 39 Stat. 365, 12 U. S. C. 721)

[SEAL]

CARL COLVIN,
Acting Director,
Land Bank Service.

[F. R. Doc. 54-4786; Filed, June 23, 1954;
8:50 a. m.]

Chapter IV—Commodity Stabilization Service and Commodity Credit Corporation, Department of Agriculture

Subchapter C—International Wheat Agreement

PART 481—COMMODITY CREDIT CORPORATION WHEAT AND WHEAT-FLOUR EXPORT PROGRAM

SUBPART—TERMS AND CONDITIONS OF 1953-54 PROGRAM

NOTICE OF TERMINATION

The offer contained in the "Terms and Conditions of 1953-54 Wheat and Wheat-Flour Export Program" effective September 1, 1953 (§§ 481.425 to 481.429 inclusive), is terminated as of June 21, 1954, 3:30 p. m., e. s. t., with respect to sales made after such date. Payment on sales made prior to the termination date of this offer shall be at the rate in effect at the time of such sales.

(Sec. 2, 63 Stat. 945, 946, sec. 104, 64 Stat. 193, 67 Stat. 358; 7 U. S. C. 1641, 1642)

Dated this 18th day of June 1954.

PRESTON RICHARDS,
Acting Executive Vice President,
Commodity Credit Corporation.

[F. R. Doc. 54-4811; Filed, June 23, 1954;
8:54 a. m.]

**PART 481—COMMODITY CREDIT CORPORATION
WHEAT AND WHEAT-FLOUR EXPORT
PROGRAM**

**SUBPART—TERMS AND CONDITIONS OF
1954-55 PROGRAM**

GENERAL

Sec.

481.525 General statement.

**ELIGIBILITY FOR PAYMENT BY THE COMMODITY
CREDIT CORPORATION**

481.530 General conditions of eligibility.
481.531 Program period.
481.532 Date of exportation.
481.533 Exports to designated countries.
481.534 Excess quantities exported.
481.535 Reports.
481.536 Evidence of export.
481.537 Reentry or diversion.
481.538 Wheat and flour exported prior to sale.

EXPORT PAYMENT RATES AND ANNOUNCEMENTS

481.540 Announcement of rates.
481.541 Determination of rates.
481.542 Conversion factors.
481.543 Statement of status of purchases and sales.
481.544 Maximum and minimum prices.

CONFIRMATION OF SALE

481.548 Confirmation of sale.
481.549 Eligibility for entry in the Wheat Council's records.

DESIGNATED COUNTRIES

481.553 Designated countries.

REPORTS

481.555 Notice of Sale.
481.556 Declaration of sale and evidence of sale.
481.557 Notice of Export.
481.558 Additional reports.

APPLICATION FOR PAYMENT

481.560 Application for payment.
481.561 Public Voucher Form FDA-564.
481.562 Documents required to evidence exportation by exporter.
481.563 Submission of vouchers for payment.

OBLIGATION AND DEFAULT

481.565 Exporter's agreement with CCC.
481.566 Cancellation of sale or failure to export.

MISCELLANEOUS PROVISIONS

481.570 Records and accounts.
481.571 Assignments.
481.572 Good faith.
481.573 Amendment and termination.
481.574 Persons not eligible.
481.575 Submission of reports.

DEFINITIONS

481.580 Vice President.
481.581 Director.
481.582 Wheat Agreement.
481.583 Wheat Council.
481.584 Wheat.
481.585 Flour.
481.586 Export.
481.587 Ocean carrier.
481.588 United States.
481.589 3:31 c. s. t.

AUTHORITY: §§ 481.525 to 481.589 issued under sec. 2, 63 Stat. 945, 946, sec. 104, 64 Stat. 198, 67 Stat. 358; 7 U. S. C. 1641, 1642.

GENERAL

§ 481.525 *General statement.* In order to encourage the sale and exportation by commercial exporters of wheat produced in the United States and flour processed in the United States from such wheat and in order to exercise the rights,

obtain the benefits and fulfill the obligations of the United States under the International Wheat Agreement, the Commodity Credit Corporation (referred to in this subpart as CCC), pursuant to the authority conferred by section 2 of the International Wheat Agreement Act of 1949, as amended, offers to make payments to exporters under the terms and conditions stated in this subpart. Information pertaining to the operation of this program and forms prescribed for use thereunder can be obtained upon request directed to the address shown in § 481.575, or from the Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, located in the cities listed in § 481.563.

ELIGIBILITY FOR PAYMENT BY THE COMMODITY CREDIT CORPORATION

§ 481.530 *General conditions of eligibility.* (a) Payment under this subpart will be made to an exporter in connection with the net quantity of wheat or flour exported to a designated country from the United States and the net quantity of wheat or flour in customs bond in Canada exported to a designated country from Canadian ports, excluding West Coast Canadian ports, pursuant to a sale to a foreign buyer for which he receives a confirmation by the CCC in accordance with § 481.548, subject to the additional conditions set forth in this subpart. Payment also will be made to an exporter for wheat or flour exported prior to sale and for which the exporter has received a confirmation by the CCC subject to the conditions contained in § 481.538.

(b) A sale which involves a mixture which is partly derived from wheat produced outside the United States is not eligible for confirmation by the CCC for export payment. However, in the event a mixture is exported unintentionally, payment may be made but only on that portion, which it is established to the satisfaction of CCC, was produced in the United States.

(c) In any case where the Wheat Council, subsequent to confirmation by the CCC, determines that a sale, or any part thereof, is ineligible to be, or to remain, recorded because of non-compliance with the applicable regulations of the importing country governing purchase and importation under the International Wheat Agreement, payment may be withheld or required to be refunded if already made.

(d) Neither wheat exported pursuant to Announcement CR 261 nor flour exported pursuant to Announcement CR 262 shall be eligible for export payment under this subpart.

§ 481.531 *Program period.* Sales entered into after the effective date of this offer and not later than June 30, 1955, for recording against the 1953-54 or 1954-55 Wheat Agreement year quotas, are eligible for payment under this offer. Sales must be entered into during periods in which an announced rate is in effect, and in reliance thereon, in order to be eligible for payment.

§ 481.532 *Date of exportation.* (a) Wheat or flour sold for recording against the 1953-54 Wheat Agreement guaranteed quantities must be exported on or

before August 14, 1954, unless approval is obtained from the Director, Grain Division, Commodity Stabilization Service (referred to in this subpart as the Director), to export subsequent thereto, wheat or flour sold for recording against the 1954-55 Wheat Agreement guaranteed quantities must be exported during the period August 1, 1954 to July 31, 1955, inclusive, unless exportation prior or subsequent to that period is authorized (1) by announcement issued in connection with the daily export payment rate announcement (see § 481.540), or (2) in specific cases by prior approval of the Director.

(b) Wheat or flour sold for export in a specified export rate period must be exported before the end of that period in order for the exporter to obtain the export payment rate applicable to that sale, unless an extension is obtained changing the export date to a later period. In the event that export takes place after the specified rate period and the exporter has not obtained an extension to change the export date to a later period, the export payment rate will be that which was in effect at time of sale, or time of giving Notice of Sale, whichever is lower, for the period in which actual export takes place. It will be the policy to grant an extension if it can be shown that exportation under the contract has been delayed by circumstances beyond the exporter's and importer's control and is not due to intentional violation of the contract.

§ 481.533 *Exports to designated countries.* Exports of wheat or flour under this program shall be made only to the country named in the Notice of Sale and the Declaration of Sale, and to a buyer identified with the Declaration of Sale and supporting evidence of sale unless:

(a) The buyer identified with the Declaration of Sale directs that shipment be made to another designated country,

(b) The Government of the country named in the Notice of Sale and Declaration of Sale or the Government of the country to which shipment is directed consents to the recording of the sale against its guaranteed quantity, and

(c) The exporter obtains, prior to export, authority from the Director to export to a designated country other than the purchasing country named in the Notice of Sale and Declaration of Sale.

§ 481.534 *Excess quantities exported.* Payment will not be made on quantities loaded on vessels or exported by rail or truck which exceed by more than 1 percent the quantity shown on the Declaration of Sale, or, in the case of bulk wheat, a loading tolerance as specified in the contract but which shall not exceed 5 percent of the contract quantity, unless clearance is obtained from the Director, in which case a new Declaration of Sale and a new Confirmation of Sale for the additional quantity is required. Payment will be made without additional clearance where, in the case of flour or bagged wheat, the loaded quantity does not exceed the contract quantity by more than 1 percent, and in the case of bulk wheat the loaded quantity does not exceed the contract quantity by more than

1 percent or a loading tolerance as specified in the contract but not to exceed 5 percent.

§ 481.535 *Reports.* The exporter shall submit the reports and documents specified in §§ 481.555 to 481.558, inclusive.

§ 481.536 *Evidence of export.* Proof of export and submission of specified supporting documents must have been made in accordance with § 481.562.

§ 481.537 *Reentry or diversion.* If any quantity of wheat or flour exported under this subpart is unloaded in the United States or Canada prior to being imported into some country other than the United States or Canada, or because of the exporter's action or with his consent is at any time unloaded in the United States or Canada or diverted to another country while en route, payment may be withheld, or if payment has already been made, the exporter may be required to make such refund or other adjustment as deemed appropriate by the Vice President, Commodity Credit Corporation, who is Deputy Administrator for Price Support, Commodity Stabilization Service (referred to in this subpart as Vice President): *Provided*, That if the wheat or flour with respect to which payment may be withheld or refund required under this section is lost, destroyed or damaged, the amount of the payment withheld or refund required shall not exceed the amount realized or which might reasonably be realized by the exporter over the price at which it was sold to the designated country. The exporter shall notify the Director immediately upon becoming cognizant of any unloading or diversion of wheat or flour with respect to which payment may be withheld or refund required under this section and furnish information as to the condition of such wheat or flour and any claim he may have in connection with any damage or loss thereto or destruction thereof.

§ 481.538 *Wheat and flour exported prior to sale.* (a) In connection with the quantity of wheat and flour exported prior to sale, payments will be made only on that portion thereof which has been reported in accordance with paragraph (b) of this section and only on sales made by the actual exporter of such wheat or flour, and not to any other party who buys such wheat or flour and re-sells it to a designated country.

(b) In order to receive export payment the exporter must have reported the exportation of such wheat or flour to the Director within one week after the date of such exportation as defined in § 481.586, unless additional time for reporting is granted by the Director. This report, which will be considered as a certification by the exporter, must include the following information:

- (1) Date of exportation.
- (2) Port of exportation.
- (3) Country and port of original destination of wheat and flour.
- (4) Name of ocean vessel upon which loaded.
- (5) Quantity:
 - (i) Wheat in bushels.
 - (ii) Flour in net hundredweight.

(6) Class and grade of wheat; or type and extraction of flour.

(7) The report shall also contain a statement that the vessel contains wheat or flour sold to a designated country under the terms of the Wheat Agreement by the exporter filing the report, as provided in paragraph (c) of this section.

(c) Only wheat or flour which is loaded on a vessel which also carries wheat or flour which has been sold by the same exporter to a designated country as provided in this subpart shall be reported in paragraph (b) of this section, and shall be eligible for export payment when sold. In the case of full cargo shipments the unsold portion shall not exceed one-third of the total cargo. In the case of part cargo lots the unsold portion shall not exceed 2,000 metric tons.

(d) At such time as the wheat or flour is sold to a designated country, the exporter shall report the sale to the Director as provided in § 481.555, and shall submit all other reports and documents as required by this subpart. In reporting the sale the exporter must state that the wheat or flour sold was reported to the Director, as provided in paragraph (b) of this section. This may be done by the use of the code word "Abroad."

(e) The export rate applicable to such sale shall be that rate in effect at time of sale, or time of giving Notice of Sale, whichever is the lower for the current export rate period which applies (1) to the port from which the wheat or flour was exported, and (2) to the designated country shown in the Notice of Sale and the Declaration of Sale, or the country of final destination, whichever is lower.

(f) In addition to the documents required under § 481.562, the exporter will be required in the case of flour to submit with Public Voucher Form FDA-564 a document which carries a description of such flour. The exporter should obtain separate bill or bills of lading for both the unsold and sold quantities of wheat or flour exported.

(g) All other conditions of this subpart, except as modified by paragraphs (a), (b), (c), (d), and (e) of this section are applicable to sales described by this section.

EXPORT PAYMENT RATES AND ANNOUNCEMENTS

§ 481.540 *Announcement of rates.* Export payment rates will be announced from Washington, D. C., daily or at intervals of up to 7 days. Announcement of rates will be released at approximately 3:31 p. m., e. s. t. (see § 481.589), and will remain in effect through 3:30 p. m., e. s. t., on the expiration date stated in the announcement at which time a new announcement will be made. No rates will be announced on Saturday, and rates effective at 3:31 p. m., e. s. t., on Friday will be considered as in effect through 3:30 p. m., e. s. t., of the market day succeeding Saturday unless the announcement specifically provides otherwise. Announcement will be available through a press release, ticker service, and through Commodity Stabilization Service Offices at Portland (Oregon), Minneapolis, Kansas City (Missouri),

Dallas, Chicago, and New Orleans. Different rates of payment based upon export ports or areas, destinations, period of exportation, or other factors may be announced for the same period.

§ 481.541 *Determination of rates.* The rate in effect at the time of sale to the foreign buyer, or the time of giving Notice of Sale as required by § 481.555 (a), whichever rate is the lower, shall be the rate applicable to the sale. In the case of resales of wheat or flour, the export rate for such sales will be that applicable to the original purchasing country or to the country of final destination, whichever is lower. The supporting evidence as proof of sale submitted by the exporter, in form prescribed in § 481.556 (d), will be the basis for determining the time of sale. The following are factors which may be determinative of the time of sale:

(a) Time of filing by the exporter of a cablegram or other written acceptance of a definite offer to purchase received from the foreign buyer.

(b) Time of receipt by the exporter of a cablegram or other written acceptance by the foreign buyer of a definite offer by the exporter to sell.

(c) Time of filing by the exporter of a cablegram or other written confirmation of the booking of a shipment or shipments to be made pursuant to an open offer of the exporter to sell or a standing order of the buyer to purchase. It must be clear from the evidence, however, that the exporter is empowered by the terms of the open offer or standing order to firm the contract by issuing a confirmation. For example, if he is authorized to confirm the sale at a price which may be established at his option, the evidence must show that such is the understanding between buyer and seller, otherwise it will be necessary for the buyer also to confirm the price, and receipt of the buyer's confirmation will establish the time of sale.

(d) Sales may be made through a third party, but in such cases, in determining the time of sale, no substantially greater lapse of time for receipt of buyer's confirmation will be recognized than would have elapsed had the exporter been dealing directly with the ultimate foreign buyer. In such a transaction, the evidence of sale required by § 481.556 (d) shall include documents exchanged between the exporter, the ultimate foreign buyer, and the intermediate third party.

(e) Under no circumstances shall a sale be considered as entered into until the purchase price has been established. The time of sale shall be the earliest date on which a firm contract exists between buyer and seller and on which a firm price has been established. In order to receive payment at the announced rate in effect at the time of sale, it is important that the exporter give timely Notice of Sale as required by § 481.555 (a) and present documentary evidence that the sale was consummated at such time.

(f) If export is wholly by truck or rail and the time of sale cannot be determined on the basis of the factors set forth in paragraphs (a), (b), or (c) of this section, the sale will be deemed to

have been made at the time of issuance of inland bill of lading, or if none is issued, at the time of clearance through United States customs. If export is by ocean carrier and time of sale cannot be determined as outlined above, the sale will be deemed to have been made at the time of issuance of ocean carrier bill of lading, or if none is issued, at the time the wheat or flour is loaded on board ocean carrier.

(g) If the time of day at which the sale was consummated is not established and two payment rates are in effect on the day established in accordance with paragraphs (a), (b), (c), or (d) of this section, the time of consummation of sale will be deemed to be at the time the lower of the two rates was in effect.

§ 481.542 *Conversion factors.* The following conversion factors shall be applied to the announced rate to determine the rate applicable to a particular type of flour:

	Factor
Patents and straight grade flour (up to and including 72 percent extraction)-----	1.000
Flour clears-----	1.000
Semolina and Farina-----	1.000
80 percent extraction flour-----	.931
Whole wheat flour-----	.717

If sales are made at any other extraction rates, between 72 and 100 percent, a conversion factor will be furnished upon request.

§ 481.543 *Statement of states of purchases and sales.* There will be issued not less often than weekly, a statement as to the progress of purchases and sales by individual importing and exporting countries against their guaranteed quantities. Any exporter upon request, addressed to the office indicated in § 481.575, will be furnished with such information as is available as to the status of the fulfillment of guaranteed quantities under the Wheat Agreement.

§ 481.544 *Maximum and minimum prices.* Maximum and/or minimum prices at which wheat may be sold under the Wheat Agreement will be announced from time to time by CCC. The Wheat Agreement provides that to such maximum prices may be added such marketing costs and carrying charges as may be agreed between buyer and seller, and that such carrying charges may accrue for the buyer's account only after an agreed date specified in the contract under which the wheat is sold. (See § 481.555 (b) (3) (i).)

CONFIRMATION OF SALE

§ 481.548 (a) *Confirmation of sale.* Upon receipt of the Notice of Sale required by § 481.555, CCC will confirm the sale or any part thereof, by telegram, as eligible for payment upon proof that the conditions set forth in this subpart have been met, unless CCC determines that the transaction is ineligible for entry in the records of the Wheat Council under the provisions of the Wheat Agreement or unless CCC determines that the transaction would not obtain for the U. S. the maximum benefits under the Wheat Agreement. Accordingly, it may be to the exporter's advantage in some in-

stances to ascertain from the office indicated in § 481.575, prior to making a sale, whether the sale may be confirmed. It shall be the responsibility of the exporter to protect himself (for example, by inserting an appropriate provision into his sales contract) against the possibility that the transaction will not be confirmed. It shall not be the duty or responsibility of CCC to guarantee that a transaction which appears to the exporter prior to sale to be eligible for recording in the Wheat Council's records, will be confirmed.

(b) In the telegram of confirmation, CCC may utilize the code letters "CEP", to indicate "Confirmed as Eligible for Payment."

(c) *Assigning of numbers.* Each confirmation will be assigned a number which shall be called the Wheat Agreement Sale Number. This number will be included in the Confirmation of Sale, and thereafter shall be shown on the Declaration of Sale (see § 481.556), the Notice of Export (see § 481.557), and Voucher Form FDA-564, and in all correspondence with reference to the transaction.

§ 481.549 *Eligibility for entry in the Wheat Council's records.* The Wheat Agreement provides that:

(a) *Wheat.* A transaction or part of a transaction in wheat-grain between participating exporting and importing countries is eligible for entry in the Wheat Council's records against guaranteed quantities of those countries for a crop year:

(1) Provided (i) it is at a price not higher than the maximum nor lower than the minimum (i. e., the equivalents of the basic maximum and minimum prices) in effect during the crop year in which the loading period specified in the transaction falls and (ii) the exporting and importing countries have not agreed that it shall not be entered against their guaranteed quantities, and

(2) To the extent that (i) both the importing and exporting countries concerned have unfilled quantities for the crop year, and (ii) the loading period specified in the transaction falls within that crop year.

(b) *Flour.* If a commercial contract or governmental agreement on the sale and purchase of flour contains a statement, or if the exporting country and the importing country concerned inform the Wheat Council that they are agreed, that the price of such flour is consistent with the maximum or minimum price in effect during the crop year in which the loading period specified in the transaction falls, the wheat-grain equivalent of such flour shall, subject to the conditions prescribed in paragraph (a) (1) and (2) of this section, be entered in the Wheat Council's records against the guaranteed quantities of those countries. If there is not such statement or agreement as specified in this paragraph, either country involved in the transaction may request the Wheat Council to decide whether the quantity sold should be entered in its records and the Wheat Council shall decide whether the price at which the flour was sold justified the entry of the transaction in the records.

DESIGNATED COUNTRIES

§ 481.553 *Designated countries.* A designated country shall be any one of the following countries, including territories, which has been designated by announcement issued in connection with export payment rates provided for in § 481.540:

Austria.	Japan.
Belgium.	Jordan.
Bolivia.	Korea.
Brazil.	Lebanon.
Ceylon.	Liberia.
Costa Rica.	Mexico.
Cuba.	Netherlands.
Denmark.	New Zealand.
Dominican Republic.	Nicaragua.
Ecuador.	Norway.
Egypt.	Panama.
El Salvador.	Peru.
Germany.	Philippines.
Greece.	Portugal.
Guatemala.	Saudi Arabia.
Haiti.	Spain.
Honduras.	Switzerland.
Iceland.	Union of South
India.	Africa.
Indonesia.	Vatican City-State.
Ireland.	Venezuela.
Israel.	Yugoslavia.

The foregoing list may be amended from time to time. Nothing in this subpart shall be deemed to authorize the exportation of wheat or flour in violation of any statute, order or regulation now in existence or hereafter established.

REPORTS

§ 481.555 *Notice of Sale—(a) Time.* (1) The exporter shall file a Notice of Sale, normally as soon as possible after consummation of the sale. (See § 481.575.)

(2) The order in which transactions are reported (time of filing telegraphic notice or time of giving telephonic notice) assures importance when guaranteed quantities are near to being filled. Notices of Sale should normally be filed by telegraph or by telephone. Telephone notices should be confirmed immediately by telegraph.

(3) If notice is not given by telephone, and the exporter desires to take advantage of the current rate of payment, the telegram reporting sale must be filed by 3:30 p. m., e. s. t., on the expiration date for such rate as shown in the rate announcement.

(4) A Notice of Sale may include all sales made to any one designated country during any 24-hour period ending at 3:30 p. m., e. s. t. It shall be normal practice when such multiple sales are submitted in one telegraphic Notice of Sale to assign one Wheat Agreement Sale Number to apply to all sales to a particular country shown in that telegram. Every sale reported in a separate telegram will be assigned an individual Sale Number.

(b) *Information required.* In giving Notice of Sale the exporter must report the following information:

- (1) Date of sale.
- (2) Contract quantity:
 - (i) Wheat in bushels.
 - (ii) For bulk wheat the contract loading tolerance, if any, in percentage, but not in excess of five percent.
 - (iii) Flour in net hundredweight.

(3) Sale price:

(i) In the case of wheat, the sale price must be shown on an f. o. b. vessel bulk basis, except that on exports from West Coast ports price may be given on an in-store basis. In addition, the coast of export must be shown. If, because of marketing costs and carrying charges as provided for in § 481.544, the sales price exceeds the maximum price, the Notice of Sale must show the total price and the amount thereof included for marketing costs and carrying charges, each shown separately. The f. o. b. or the in-store price shown shall include all charges and commissions necessary to the sale and moving of the wheat to the f. o. b. or the in-store position. For example, a selling agent's commission shall be included, whereas guaranteed out-turn insurance shall not be included.

(ii) In case of flour, the sales price need not be shown, but the notice must contain a certification that buyer and seller agree that the price of the flour is consistent with the prices specified in the Wheat Agreement. This may be reported by the code word "Akord".

(4) Purchasing country.

(5) Name of purchaser. (Where the sale involves more than one purchaser, the Notice of Sale should contain the name of one purchaser and the word "others".)

(6) The number of the import license, buying permit, or similar authorization applicable to the sale, for those countries where such is required for IWA transactions, unless otherwise authorized by the Director. (Where the sale involves more than one purchaser, the Notice of Sale should contain one license number and the word "others".)

(7) Delivery period specified in contract.

(8) Class and grade of wheat.

(9) The word "Abroad" for wheat or flour exported prior to sale. (See § 481.538 (d).)

(10) Such additional information in individual cases as may be requested by the Director.

§ 481.556 *Declaration of sale and evidence of sale*—(a) *Time of submission and required copies.* (1) The exporter shall prepare a Declaration of Sale (Wheat Agreement Form No. 1) and mail or deliver it normally within two days after receipt of the Confirmation of Sale. (See § 481.575.)

(2) The Declaration of Sale must be submitted in triplicate where there is only one buyer, and in quadruplicate where there is more than one buyer. The original and all copies shall be signed in an original signature by the exporter or his authorized representative. One copy of the Declaration of Sale will be acknowledged and returned to the exporter.

(3) One Declaration of Sale normally should be submitted by the exporter for each sale identified by a Sale Number assigned in the Confirmation of Sale (see § 481.548 (b)), although this is not mandatory. If more than one Declaration of Sale is submitted, the letters A, B, C, etc., shall be added to the Wheat Agreement Sale Number on the respective declaration.

(b) *Information required.* The information to be entered on the Wheat Agreement Form No. 1, Declaration of Sale, is as follows:

(1) The Wheat Agreement Sale Number as assigned in the Confirmation of Sale.

(2) Date and time of sale.

(3) Name of purchaser, or purchasers.

(4) The number of each import license, buying permit, or similar authorization applicable to the sale, for those countries where such are required for IWA transactions. The applicable number(s) shall be entered following each buyer's name. All applicable numbers shall be so entered even though such numbers were reported in the Notice of Sale.

(5) Quantity sold:

(i) Wheat in bushels. If, in the case of bulk wheat, the sales contract provides for a loading tolerance, the amount of such tolerance, but not to exceed five percent, given in percentage figures shall be entered directly following the quantity sold.

(ii) Flour in net hundredweight.

(6) Purchasing country. (If the country of final destination is other than the purchasing country, the country of final destination shall be shown as a parenthetical entry following the name of the purchasing country.)

(7) Delivery period specified in the contract.

(8) Class and grade of wheat or type and extraction of flour. In the case of flour, the class of wheat from which the flour was milled must be shown where possible. For example, "Hard Spring".

(9) Price and basis upon which price is determined:

(i) The sales price in the case of wheat must be given on an f. o. b. vessel, bulk basis, on exports from Gulf and East Coast ports and on an in-store or f. o. b. vessel, bulk, basis, on exports from the West Coast ports. If, because of marketing costs and carrying charges as provided for in § 481.544, the sale price of wheat exceeds the maximum price, the declaration shall show the total price and the amount thereof included for marketing costs and carrying charges, each shown separately. The f. o. b. or the in-store price shown shall include all charges and commissions necessary to the sale and the moving of the wheat to the f. o. b. or the in-store position. For example, a selling agent's commission shall be included, whereas guaranteed out-turn insurance shall not be included.

(ii) The price for flour must be given as stated in the sales contract.

(10) Export rate per bushel of wheat or per hundredweight of flour in effect as determined by § 481.541.

(11) Coastal area from which it is anticipated exportation will be made.

(12) Such additional information in individual cases as may be requested by the Director.

(c) *Name in which filed.* The Declaration of Sale must be filed in the name of the exporter who has sold the wheat or flour to a foreign buyer. Persons or firms selling wheat or flour to others who resell such wheat or flour to foreign buyers are not exporters. If a

sale is made under a trade name, the Declaration of Sale may be filed under such name provided the name of the actual exporter and the relationship between the two is clearly established by an appropriate signature on the Declaration and all related documents, such as:

American Milling Company
(Trade Name)
U. S. Milling Company
(c) John Smith, Secretary

(d) *Evidence of sale.* Supporting evidence of sale, in one copy only, must be filed with each Declaration of Sale. Such evidence may be in the form of certified true copies of offer and acceptance or other documentary evidence of sale including contracts exchanged between exporter and buyer. In transactions involving a third party (see § 481.541 (d)) the evidence shall include documents exchanged between the exporter, the ultimate foreign buyer, and the intermediate third party. In the case of flour the exporter must also furnish a signed statement or other acceptable evidence, such as an exchange of cables, to the effect that buyer and seller agree that the price of the flour is consistent with prices specified in the Wheat Agreement.

§ 481.557 *Notice of Export*—(a) *Time of submission and required copies.* Only one Notice of Export, Wheat Agreement Form No. 2, is required in connection with any one Declaration of Sale. Such Notice of Export must be mailed or delivered by the exporter normally within three days after date of export of the last shipment against the quantity shown as sold on the applicable Declaration of Sale, unless such time of filing is extended by the Director. (See § 481.575.)

(b) *Information required.* The Notice of Export shall contain the following information:

(1) Wheat Agreement Sale Number.

(2) Date of export of final shipment.

(3) Country of destination.

(4) Total quantity actually loaded on all shipments made in connection with applicable Declaration of Sale.

(i) Wheat in bushels, excluding dockage.

(ii) Flour in net hundredweight.

(5) The U. S. coastal area or areas from which the wheat or flour was exported. If more than one coastal area is involved, the quantity exported from each should be shown.

§ 481.558 *Additional reports.* The exporter shall file such additional reports as may be required from time to time by the Director, subject to the approval of the Bureau of the Budget.

APPLICATION FOR PAYMENT

§ 481.560 *Application for payment.* The exporter shall make an application for payment under this program in the manner set forth in §§ 481.561 and 481.563.

§ 481.561 *Public Voucher Form FDA-564.* An original and two (2) copies of Form FDA-564 must be prepared and submitted together with the evidence of exportation set forth in § 481.562. Supplies of Form FDA-564 and detailed instructions regarding the preparation and

submission of Form FDA-564 and supporting documents may be obtained from the CSS Commodity Offices listed in § 481.563 or from the office indicated in § 481.575.

§ 481.562 *Documents required to evidence exportation by exporters*—(a) *Bills of lading or Shipper's Export Declaration*. Each voucher must be supported by one copy of the applicable on-board ocean carrier bill of lading signed by an agent of the ocean carrier which shows that the wheat or flour is destined for the buyer identified with the Declaration of Sale and supporting evidence. Where loss, destruction or damage occurs subsequent to loading on-board ocean carrier but prior to issuance of on-board bill of lading, one copy of a Loading Tally Sheet or similar document may be submitted in lieu of such bill of lading; or if exported wholly by rail or truck, one copy of the Shipper's Export Declaration authenticated by the appropriate United States Customs official which identifies the shipment(s) and shows date of clearance into the foreign country. If the final destination of the shipment is a designated country not shown on the ocean bill of lading, the exporter also shall furnish an authenticated copy of Shipper's Export Declaration showing country of final destination. In the case of wheat, the voucher must also be supported by one copy of an Export Grain Inspection Certificate issued by an inspector holding a license under the United States Grain Standards Act. Where shipment is exported from a Canadian port, the voucher also must be supported by one copy each of the following documents:

(1) For wheat:

(i) A signed or certified true copy of the bill of lading or other document covering the movement of the wheat from the United States to Canada, and

(ii) A signed or certified true copy of document evidencing the holding of the wheat in customs bond in Canada.

(2) For flour:

(i) A signed or certified true copy of the bill of lading or other document covering the movement of the flour from the United States to Canada, and

(ii) A statement by the exporter, certified as being a true and correct statement, that the flour for which export payment is claimed is the same flour covered by the bill of lading or other document as required by subdivision (i) of this subparagraph.

(b) *Shipper or consignor other than exporter*. If the shipper or consignor named in the on-board ocean bill(s) of lading or the Shipper's Export Declaration(s), covering wheat or flour exported is other than the exporter named in the Notice of Sale and Declaration of Sale, waiver by such shipper or consignor of any interest in the claim in favor of such exporter is required. Such waiver must clearly identify the on-board ocean bill(s) of lading or Shipper's Export Declaration(s) submitted to evidence exportation. If the shipper or consignor is neither the exporter named in the Notice of Sale and Declaration of Sale, nor the consignee identified with the Declaration of Sale and supporting evi-

dence of sale, the exporter must submit, in addition to the waiver a certification by such shipper or consignor that he acted only as a freight forwarder, agent of exporter, or agent of consignee, and not as buyer and seller of the wheat or flour shown on the documents submitted to evidence exportation.

(c) *Statements evidencing resale*. In connection with the sale of wheat or flour under the Wheat Agreement to a designated country which is resold for export to another designated country, the following additional documents must be included with the voucher:

(1) A statement by appropriate government authority of the original purchasing country, or the government of the designated country to which shipment is directed, to the effect that the sale may be recorded against the Wheat Agreement guaranteed quantity of that country. A copy also should be submitted to the Director. (In some cases this statement may be furnished directly to the Director at the discretion of the appropriate authority of the purchasing country instead of being submitted with the voucher, in which event appropriate notation should be made on the voucher.)

(2) A statement from the buyer directing shipment to the second designated country if the contract or supporting evidence of sale does not provide for such shipment.

(d) In the event of export prior to sale such additional documents as required by § 481.538 (f) must also accompany the voucher:

§ 481.563 *Submission of voucher for payment*. Vouchers and required supporting documents should be submitted to the office listed below which services the State in which the exporter's invoicing office is located.

OFFICE

Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, 623 South Wabash Avenue, Chicago 5, Ill.: Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia.

Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, 1114 Commerce Street, Dallas 2, Tex.: Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas.

Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, Fidelity Building, 911 Walnut Street, Kansas City 6, Mo.: Colorado, Kansas, Missouri, Nebraska, Wyoming.

Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, 1006 West Lake Street, Minneapolis 8, Minn.: Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

Director, Commodity Stabilization Service Office, U. S. Department of Agriculture, 515 Southwest Tenth Avenue, Portland 5, Oreg.: Arizona, California, Idaho, Nevada, Oregon, Utah, Washington.

OBLIGATION AND DEFAULT

§ 481.565 *Exporter's agreement with CCC*. The Notice of Sale by the exporter, and CCC's Confirmation of Sale, shall constitute an agreement by the exporter to export the quantity of wheat

or flour within the prescribed period stated in the Notice of Sale and in accordance with this subpart, in consideration of the undertaking of CCC to make an export payment.

§ 481.566 *Cancellation of sale or failure to export*. (a) The exporter shall notify the Director promptly in every case where, after giving Notice of Sale as required in § 481.555, a sale is canceled by the exporter or by the importer, and he must state the reason for such cancellation. The exporter also shall notify the Director promptly when, for any reason, it becomes apparent to him that he will not be able to fulfill his obligation under this subpart by making shipment within the prescribed period.

(b) If the Vice President, after affording an exporter the opportunity to present evidence, determines that such exporter due to the cancellation of a sale or failure to export or for other reasons, has failed to discharge fully any obligation assumed by him under this subpart such exporter may be denied the right to continue participating in this or any subsequent program for such period as the Vice President may determine or until the exporter has complied with such terms as the Vice President may prescribe. Such terms, among other things, may:

(1) Require the refund of payments previously made to the exporter in an amount equivalent to twenty (20) percent of the payment applicable to the quantity of wheat or flour with respect to which the exporter has failed to fulfill his obligation, or

(2) Require the making of future shipments not in excess of such quantity at a payment rate which is reduced by an amount equivalent to twenty (20) percent of the payment rate applicable to such quantity, or

(3) Require a combination of subparagraphs (1) and (2) of this paragraph.

MISCELLANEOUS PROVISIONS

§ 481.570 *Records and accounts*. Each exporter shall maintain accurate records showing sales and deliveries of wheat or flour exported or to be exported in connection with this program. Such records, accounts, and other documents relating to any transaction in connection with this program shall be available during regular business hours for inspection and audit by authorized employees of the United States Department of Agriculture, and shall be preserved for two years after date of export.

§ 481.571 *Assignments*. No exporter shall, without the written consent of the Director, assign any right of the exporter under this subpart. The exporter may, however, name a joint payee on Voucher Form FDA-564.

§ 481.572 *Good faith*. If the Vice President after affording the exporter an opportunity to present evidence determines that such exporter has not acted in good faith in connection with any transaction under this subpart such exporter may be denied the right to continue participating in this program or the right to receive payment under this subpart in connection with any sales pro-

viously made under this program, or both. Any such action shall not affect any other right of the Commodity Credit Corporation or the government by way of the premises.

§ 481.573 *Amendment and termination.* This offer may be amended or terminated at any time by public announcement of such amendment or termination. Any such amendment or termination shall not be applicable to sales for export (which otherwise comply with the terms of this offer) made before the effective time and date of such amendment or termination.

§ 481.574 *Persons not eligible.* No member or delegate to Congress, or resident commissioner, shall be admitted to any benefit that may arise therefrom, but this provision shall not be construed to extend to a payment made to a corporation for its general benefit.

§ 481.575 *Submission of reports.* The Notice of Sale, Declaration of Sale, Notice of Export, and related reports required under this subpart to be submitted to the Director should be addressed as follows:

Chief, Wheat Agreement Branch, Grain Division, Commodity Stabilization Service (in telegrams: "CSS"), U. S. Department of Agriculture, Washington, D. C.

DEFINITIONS

§ 481.580 *Vice President.* "Vice President" means the Vice President of the Commodity Credit Corporation who is Deputy Administrator for Price Support, Commodity Stabilization Service.

§ 481.581 *Director.* "Director" means the Director of the Grain Division, Commodity Stabilization Service.

§ 481.582 *Wheat Agreement.* "Wheat Agreement" means the Agreement Revising and Renewing the International Wheat Agreement, ratified by the President of the United States on July 14, 1953.

§ 481.583 *Wheat Council.* "Wheat Council" means the International Wheat Council established by Article XIII of the Wheat Agreement.

§ 481.584 *Wheat.* "Wheat" means wheat grown in the United States and as defined in the Official Grain Standards of the United States. The quantity of wheat exported which is eligible for export payment shall be determined by deducting from the total weight of the shipment, the weight of any dockage indicated on the inspection certificate issued at the time of loading for export.

§ 481.585 *Flour.* "Flour" means flour processed in the United States from wheat as defined in § 481.584, including semolina and farina, but shall not include wheat products produced during a continuing process of manufacturing processed wheat products other than flour or flour mixes which are composed principally of wheat-flour.

§ 481.586 *Export.* Wheat or flour shall be deemed to have been "exported" when loaded on board an ocean carrier, or, if shipment to the designated country is wholly by truck or mail, when the shipment clears United States Customs.

§ 481.587 *Ocean carrier.* "Oceans carrier" means the vessel on which final shipment from the United States or Canada, other than shipments between such countries, is intended to be made pursuant to a sale confirmed under this program.

§ 481.588 *United States.* "United States" means the continental United States except that as used in § 481.537, Reentry or Diversion, the term "United States", includes the Territories and possessions of the United States.

§ 481.589 3:31 e. s. t. "3:31 e. s. t.", as used in this subpart means 3:31 eastern standard time, except that when Washington, D. C., is on daylight saving time 3:31 e. s. t. means 3:31 eastern daylight saving time (2:31 e. s. t.).

Effective time and date. This offer shall be effective on June 21, 1954 at 3:31 p. m., e. s. t.; however, sales may not be made for recording against the 1954-55 Wheat Agreement guaranteed quantity of any importing country until authorized in the daily export payment rate announcement. (See § 481.540.)

NOTE: The record keeping and reporting requirements contained herein have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of June 1954.

[SEAL] PRESTON RICHARDS,
Acting Executive Vice President,
Commodity Credit Corporation.

[F. R. Doc. 54-4812; Filed, June 23, 1954;
8:54 a. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Commodity Stabilization Service (Sugar), Department of Agriculture

Subchapter I—Determination of Prices

[Sugar Determination 871.7]

PART 871—SUGAR BEETS

FAIR AND REASONABLE PRICES FOR 1954 CROP

Pursuant to the provisions of section 301 (c) (2) of the Sugar Act of 1948, as amended (herein referred to as "act"), after investigation, and due consideration of evidence presented at the several public hearings held in October 1953 (for southern Oregon, California, southwestern Arizona, and western Nevada), and during November and December 1953 (for States other than those regions), the following determination is hereby issued:

§ 871.7 *Fair and reasonable prices for the 1954 crop of sugar beets.* A producer of sugar beets who processes sugar beets purchased from other producers (hereinafter referred to as "processor") shall be deemed to have complied with the provisions of section 301 (c) (2) of said act with respect to the 1954 crop if such processor has paid, or has contracted to pay, prices for such sugar beets not less than those provided for in the 1954 crop purchase contract between such processor and other producers of sugar beets: *Provided*, That the processor shall not

reduce returns to producers below those determined herein through any subterfuge or device whatsoever.

STATEMENT OF BASES AND CONSIDERATIONS

(a) *General.* The foregoing determination establishes the minimum requirements with respect to prices to be paid by a processor for 1954 crop sugar beets purchased from other producers as one of the conditions for payment under the act.

(b) *Requirements of the act.* In determining fair and reasonable prices the act requires that public hearings be held and investigations be made. Accordingly, public hearings were held at Oakland, California, on October 6, 1953, and Detroit, Michigan; St. Paul, Minnesota; Billings, Montana; Salt Lake City, Utah; and Greeley, Colorado, during the period November 30 through December 11, 1953. In addition, investigations have been made of conditions relating to the sugar beet industry.

(c) *1954 fair price determination.* The 1954 price determination provides that a processor shall be deemed to have complied with the fair price provisions of the act if he has paid, or contracted to pay, prices for sugar beets not less than those provided for in his 1954-crop purchase contract with producers.

At the public hearings four producer and two processor representatives presented testimony but made no specific recommendations with respect to the 1954 crop price determination. Representatives of producers expressed general satisfaction with purchase contracts which were effective for the 1953 crop. Three witness recommended the establishment of farm acreage allotments as a means of preventing over-production in 1954 which might create a serious problem in contract negotiations.

Consideration has been given to recommendations made at the hearing, to purchase contracts negotiated by producers and processors for the 1954 crop, to production, price, and cost conditions likely to prevail for the 1954 crop, and to other pertinent economic factors.

Prices payable for sugar beets under the 1954 crop purchase contracts are the same as those provided in the 1953 crop contracts. Changes have been made in some contracts which affect the price of seed, taring requirements, freight allowances, payment for pitting beets, and the minimum guarantee of sucrose content in certain individual test contracts. The effect of the changes on the average returns to producers for 1954 crop sugar beets is considered to be nominal. Purchase contracts for the Imperial Valley (California) district for the 1954 crop (the crop to be planted in the fall of 1954 and harvested in the spring of 1955) have not been negotiated and, therefore, were not available for examination. It is anticipated, for purposes of this determination, that the prices for sugar beets in the 1954 contracts for this district will be no less favorable to producers than the prices provided in 1953 contracts.

In analyzing 1954 crop purchase contracts consideration has been given to economic conditions, volume of production, and price levels which are likely to

exist during the production and marketing of the 1954 crop of sugar beets, and to comparative operating results of processors and producers. The analysis indicates that prices payable for sugar beets in the 1954 crop purchase contracts are fair and reasonable at sugar prices around the current level of 8.80 cents per pound, seaboard basis, refined cane sugar.

Accordingly, I hereby find and conclude that the foregoing price determination will effectuate the price provisions of the Sugar Act of 1948, as amended.

(Sec. 403, 61 Stat. 932; 7 U. S. C. 1153. Interprets or applies sec. 301, 61 Stat. 929; 7 U. S. C. 1131)

Issued this 18th day of June 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary of Agriculture.

[F. R. Doc. 54-4787; Filed, June 23, 1954;
8:50 a. m.]

Chapter XI—Agricultural Conservation Program Service, Department of Agriculture

[1061 (P. R. 53)—1, Supp. 3]

PART 1102—AGRICULTURAL CONSERVATION; PUERTO RICO

SUBPART—1953

CONSERVATION PRACTICES AND RATES OF ASSISTANCE

Pursuant to the authority vested in the Secretary of Agriculture under sections 7-17 of the Soil Conservation and Domestic Allotment Act, as amended, the 1953 Agricultural Conservation Program; Puerto Rico, issued August 25, 1952 (17 F. R. 7829), as amended November 21, 1952 (17 F. R. 10757), and July 24, 1953 (18 F. R. 4420), is further amended as follows:

Section 1102.310 (a) is amended to read as follows:

§ 1102.310 *Conservation practices and rates of assistance.* (a) This subpart contains a general description of the conservation practices of the 1953 program and the rates of assistance for the practices. Prior approval of the ASC State Office is required for practices contained in §§ 1102.319 to 1102.331. Such approval shall be conditioned upon carrying out the practices under the supervision of persons who have been designated to be responsible for the practices and must be obtained before performance of the practices is started unless otherwise approved by the ASC State Office.

(Sec. 4, 49 Stat. 164; 16 U. S. C. 590d. Interprets or applies secs. 7-17, 49 Stat. 1148, as amended; 16 U. S. C. 590g-590q)

Done at Washington, D. C., this 21st day of June 1954.

[SEAL] J. EARL COKE,
Assistant Secretary of Agriculture.

[F. R. Doc. 54-4810; Filed, June 23, 1954;
8:53 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 67]

PART 610—MINIMUM EN ROUTE IFR ALTITUDES

MISCELLANEOUS AMENDMENTS

The minimum en route IFR altitudes appearing hereinafter have been coordinated with interested members of the industry in the regions concerned insofar as practicable. The altitudes are adopted without delay in order to provide for safety in air commerce. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required.

Part 610 is amended as follows:

1. Section 610.12 *Green civil airway No. 2* is amended to read in part:

From—	To—	Minimum altitude
Hamel, Minn. (FM)---	Minneapolis, Minn. (LFR) (southeast-bound only).	2,500

2. Section 610.14 *Green civil airway No. 4* is amended to read in part:

From—	To—	Minimum altitude
Danville (INT), Kans.	Wichita, Kans. (LFR).	2,800
Wichita, Kans. (LFR).	Cassoday (INT), Kans.	2,800
Cassoday (INT), Kans.	Centropolis (INT), Kans.	3,000
Centropolis (INT), Kans.	De Soto (INT), Kans.	2,300
De Soto (INT), Kans.	Kansas City, Mo. (LFR).	2,200

3. Section 610.15 *Green civil airway No. 5* is amended to read in part:

From—	To—	Minimum altitude
Salt Flat, Tex. (LFR) ¹ .	Wink, Tex. (LFR)----	10,000

¹8,900'—Minimum crossing altitude at Salt Flat (LFR), eastbound.

4. Section 610.16 *Green civil airway No. 6* is amended to read in part:

From—	To—	Minimum altitude
New Orleans, La. (LFR).	Bay Minette, Ala. (LFR/RBN).	1,400
Bay Minette, Ala. (LFR/RBN).	Maxwell AFB, Ala. (LFR).	1,500

5. Section 610.104 *Amber civil airway No. 4* is amended to read in part:

From—	To—	Minimum altitude
Kansas City, Mo. (LFR).	Glenwood (INT), Mo. (LFR).	2,000

6. Section 610.211 *Red civil airway No. 11* is amended to eliminate:

From—	To—	Minimum altitude
Wood River (INT), Ill.	Evansville, Ind. (LFR).	2,000
Evansville, Ind. (LFR).	Louisville, Ky. (LFR).	2,100
Dunkirk, N. Y. (LFR/RBN). ¹	Danville, N. Y. (LFR/RBN).	4,000

¹3,000'—Minimum crossing altitude at Dunkirk (LFR/RBN), eastbound.

7. Section 610.211 *Red civil airway No. 11* is amended by adding:

From—	To—	Minimum altitude
Int. S. crs. Indianapolis, Ind. (LFR), and W. crs. Louisville, Ky. (LFR).	Louisville, Ky. (LFR).	2,100
Eric, Pa. (LFR)-----	Bradford, Pa. (LFR/RBN).	4,000
Bradford, Pa. (LFR/RBN).	Elmira, N. Y. (LFR)...	4,000

8. Section 610.212 *Red civil airway No. 12* is amended to eliminate:

From—	To—	Minimum altitude
Liberty, Mo. (LFR/RBN).	Kirksville, Mo. (LFR).	2,300
Kirksville, Mo. (LFR).	Burlington, Iowa (LFR).	2,000
Burlington, Iowa (LFR).	Monmouth (INT), Ill.	2,000
Monmouth (INT), Ill.	Bradford (INT), Ill.	2,100
Bradford (INT), Ill.	Joliet, Ill. (LFR).....	2,000

9. Section 610.212 *Red civil airway No. 12* is amended by adding:

From—	To—	Minimum altitude
Int. N. crs. Peoria, Ill. (LFR), and SW crs. Joliet, Ill. (LFR).	Joliet, Ill. (LFR)-----	2,000

10. Section 610.230 *Red civil airway No. 30* is amended to read in part:

From—	To—	Minimum altitude
New Orleans, La. (LFR).	Keesler AFB, Biloxi, Miss. (LFR).	1,400
Keesler AFB, Biloxi, Miss. (LFR).	Bay Minette, Ala. (LFR/RBN).	1,500

11. Section 610.231 *Red civil airway* No. 31 is amended to eliminate:

From—	To—	Minimum altitude
Huron, S. Dak. (LFR).	Watertown, S. Dak. (LFR).	3,000
Watertown, S. Dak. (LFR).	Willmar, Minn. (LFR).	3,000
Willmar, Minn. (LFR).	Hamel (INT), Minn.	2,300

12. Section 610.235 *Red civil airway* No. 35 is amended to read in part:

From—	To—	Minimum altitude
Forbes AFB, Kans. (LFR).	Int. NE crs. Forbes AFB, Kans. (LFR), and NW crs. Kansas City, Mo. (LFR).	2,400
Cassoday (INT), Kans.	Forbes, Kans. (LFR).	3,000

13. Section 610.246 *Red civil airway* No. 46 is amended to eliminate:

From—	To—	Minimum altitude
Aberdeen, S. Dak. (LFR).	Watertown, S. Dak. (LFR).	3,000
Ellendale (INT), Minn.	Rochester, Minn. (LFR).	2,800

14. Section 610.251 *Red civil airway* No. 51 is amended to eliminate:

From—	To—	Minimum altitude
Erie, Pa. (LFR).....	Bradford, Pa. (LF/RBN).	4,000
Bradford, Pa. (LF/RBN).	Elmira, N. Y. (LFR).	4,500

15. Section 610.255 *Red civil airway* No. 55 is amended to eliminate:

From—	To—	Minimum altitude
Burlington, Iowa (LFR).	Peoria, Ill. (LFR).....	2,000
Peoria, Ill. (LFR).....	Pontiac (INT), Ill.	2,000

16. Section 610.289 *Red civil airway* No. 89 is amended to eliminate:

From—	To—	Minimum altitude
St. Joseph, Mo. (LFR).	Cameron (INT), Mo.	2,800
Cameron (INT), Mo.	Bedford (INT), Mo.	2,400
Kirksville, Mo. (LFR).	Quincy, Ill. (LF/RBN).	2,500

17. Section 610.289 *Red civil airway* No. 89 is amended by adding:

From—	To—	Minimum altitude
Peoria, Ill. (LFR).....	Pontiac (INT), Ill.	2,000

18. Section 610.291 *Red civil airway* No. 91 is added to read:

From—	To—	Minimum altitude
Dunkirk, N. Y. (LF/RBN).	Dansville, N. Y. (LF/RBN).	4,000
Dansville, N. Y. (LF/RBN).	Waterville (INT), N. Y.	4,000
Waterville (INT), N. Y.	Syracuse, N. Y. (LFR).	2,000

* 3,000'—Minimum crossing altitude at Dunkirk (LF/RBN), eastbound.

19. Section 610.603 *Blue civil airway* No. 3 is amended to eliminate:

From—	To—	Minimum altitude
Muscle Shoals, Ala. (LFR).	Nashville, Tenn. (LFR).	2,500
Nashville, Tenn. (LFR).	Evansville Ind. (LFR).	2,000
Evansville, Ind. (LFR).	Terre Haute, Ind. (LFR).	1,000
Terre Haute, Ind. (LFR).	Clinton (INT), Ind.	1,000
Clinton (INT), Ind.	Veedsburg (INT), Ind.	2,000
Veedsburg (INT), Ind.	Lafayette, Ind. (LFR).	1,800

20. Section 610.603 *Blue civil airway* No. 3 is amended by adding:

From—	To—	Minimum altitude
Muscle Shoals, Ala. (LFR).	Fairview (INT), Tenn.	2,500

21. Section 610.611 *Blue civil airway* No. 11 is amended by adding:

From—	To—	Minimum altitude
Findlay, Ohio (LF/RBN).	Alvada (INT), Ohio.	2,100
Alvada (INT), Ohio.	Cleveland, Ohio (LFR).	2,000

22. Section 610.611 *Blue civil airway* No. 11 is amended to eliminate:

From—	To—	Minimum altitude
Int. S. crs. Selfridge, Mich. (LFR), and E crs. Toledo, Ohio (LFR).	South Bass (INT), Ohio.	1,000

23. Section 610.613 *Blue civil airway* No. 13 is amended to eliminate:

From—	To—	Minimum altitude
Mason City, Iowa (LF/RBN).	Ellendale (INT), Minn.	2,500
Ellendale (INT), Minn.	Stanton, Minn. (LF/RBN).	2,000

24. Section 610.615 *Blue civil airway* No. 15 is amended by adding:

From—	To—	Minimum altitude
Akron, Ohio (LFR).....	Hubbard, Ohio (LF/RBN).	3,000

25. Section 610.644 *Blue civil airway* No. 44 is amended to eliminate:

From—	To—	Minimum altitude
Paducah, Ky. (LFR)	Evansville, Ind. (LFR).	2,000
Evansville, Ind. (LFR).	Scotland, Ind. (VAR).	2,000
Scotland, Ind. (VAR)...	Indianapolis, Ind. (LFR).	2,000

26. Section 610.658 *Blue civil airway* No. 58 is amended to eliminate:

From—	To—	Minimum altitude
Stear Falls, S. Dak. (LFR).	Watertown, S. Dak. (LFR).	3,000

27. Section 610.669 *Blue civil airway* No. 69 is amended to eliminate:

From—	To—	Minimum altitude
Quincy, Ill. (LF/RBN)	Int. 323° T brg. from Quincy, Ill. (LF/RBN), and SW crs. Burlington, Iowa (LFR).	2,000
Int. 323° T brg. from Quincy, Ill. (LF/RBN), and SW crs. Burlington, Iowa (LFR).	Ottumwa, Iowa (LFR).	2,000
Ottumwa, Iowa (LFR).	Des Moines, Iowa (LFR).	2,200

28. Section 610.679 *Blue civil airway* No. 79 is amended to eliminate:

From—	To—	Minimum altitude
Burlington, Iowa (LFR).	Int. N crs. Burlington, Iowa (LFR), and W crs. Moline, Ill. (LFR).	2,000

29. Section 610.682 *Blue civil airway* No. 82 is amended to eliminate:

From—	To—	Minimum altitude
Lebo, Kans. (LFR).....	Forbes AFB, Kans. (LFR).	2,500

30. Section 610.1001 Direct routes; United States is amended to eliminate:

From—	To—	Minimum altitude
Burlington, Iowa (LFR).	Moline, Ill. (LFR)----	2,100
Burlington, Iowa (LFR).	Quincy, Ill. (LF/RBN).	2,600
De Soto (INT), Kans.	St. Joseph, Mo. (LFR).	2,400
Dodge City, Kans. (LF/RBN).	Hutchinson, Kans. (LFR).	3,700
Garden City, Kans. (LFR).	Dodge City, Kans. (LF/RBN).	4,000
Grand Island, Nebr. (LFR).	Int. S crs. Lincoln, Nebr. (LFR), and direct line between Grand Island, Nebr. (LFR), and St. Joseph, Mo. (LFR).	3,200
Lincoln, Nebr. (LFR).	Int. S crs. Lincoln, Nebr. (LFR), and direct line between Grand Island, Nebr. (LFR), and St. Joseph, Mo. (LFR).	2,700
Int. S crs. Lincoln, Nebr. (LFR), and direct line between Grand Island, Nebr. (LFR), and St. Joseph, Mo. (LFR).	St. Joseph, Mo. (LFR).	2,700
St. Joseph, Mo. (LFR).	Liberty, Mo. (LF/RBN).	2,400
Sioux City, Iowa (LFR).	Mason City, Iowa (LF/RBN).	2,800
Farley, Kans. (LF/RBN).	St. Joseph, Mo. (LFR).	2,400
Colorado Springs, Colo. (LFR).	Goodland, Kans. (LF/RBN).	3,000
Bair (INT), Mo.-----	Kansas City, Kans. (ILS localizer) (southbound).	2,500
New Orleans, La. (LFR).	Bay Minette, Ala. (LF/RBN).	1,500
New Orleans, La. (LFR).	Keesler AFB-Biloxi, Miss. (LFR).	1,400
Keesler AFB-Biloxi, Miss. (LFR).	Bay Minette, Ala. (LF/RBN).	1,500

31. Section 610.1001 Direct routes; United States is amended by adding:

From—	To—	Minimum altitude
Farley, Mo. (LF/RBN)	St. Joseph, Mo. (ILS/LOM).	2,400
Kansas City, Mo. (ILS/LOM).	Plattsburg ¹ (INT), Mo. (via Kansas City ILS localizer crs.); Northbound-----	4,500
	Southbound-----	2,500
White Water (INT), Kans.	Towanda, Kans. (LF/RBN) (southbound only).	2,800
DeGraff (INT), Kans. ²	Towanda, Kans. (LF/RBN) (westbound only).	2,800

¹ 4,500'—Minimum reception altitude at Kansas City ILS localizer course at Plattsburg (INT).
² 4,800'—Minimum reception altitude.

32. Section 610.1001 Direct routes; United States is amended to read in part:

From—	To—	Minimum altitude
Forbes AFB, Kans. (LFR).	Topeka, Kans. (LF/RBN).	3,000

33. Section 610.6004 VOR civil airway No. 4 is amended to read in part:

From—	To—	Minimum altitude
Charleston, W. Va. (VOR), via S alter.	Elkins, W. Va. (VOR), via S alter.	5,000
Charleston, W. Va. (VOR), via N alter.	Walnut Grove (INT), W. Va., via N alter.	1,400
Walnut Grove (INT), W. Va., via N alter.	Elkins, W. Va. (VOR), via N alter.	5,000
Charleston, W. Va. (VOR).	Ivydale (INT), W. Va.	3,000
Ivydale (INT), W. Va.	Flat Woods (INT), W. Va.	4,000
Flat Woods (INT), W. Va.	Elkins, W. Va. (VOR).	5,000
Louisville, Ky. (VOR).	Lexington, Ky. (VOR).	2,200
Dir. or S alter-----	Dir. or S alter-----	2,300
Via N alter-----	Via N alter-----	

¹ 3,000'—Minimum terrain clearance altitude.

34. Section 610.6010 VOR civil airway No. 10 is amended to read in part:

From—	To—	Minimum altitude
Dodge City, Kans. (VOR), via N alter.	Great Bend (INT), Kans., via N alter. ¹	1,400
Great Bend (INT), Kans., via N alter. ¹	Hutchinson, Kans. (VOR), via N alter.	1,400
Hutchinson, Kans. (VOR).	Florence (INT), Kans.	3,300
Florence (INT), Kans.	Emporia, Kans. (VOR).	3,000
Hutchinson, Kans. (VOR), via N alter.	Emporia, Kans. (VOR), via N alter.	3,300

¹ 4,500'—Minimum reception altitude.
² 3,600'—Minimum terrain clearance altitude.
³ 3,200'—Minimum terrain clearance altitude.

35. Section 610.6012 VOR civil airway No. 12 is amended to read in part:

From—	To—	Minimum altitude
Anthony, Kans. (VOR), via S alter-----	Wichita, Kans. (VOR).	2,900
Via N alter-----	Via S alter-----	2,500
Wichita, Kans. (VOR).	Via N alter-----	2,900
DeGraff (INT), Kans. ¹	DeGraff (INT), Kans. ¹	3,000
Wichita, Kans. (VOR), via N alter.	Emporia, Kans. (VOR).	3,000
	Emporia, Kans. (VOR), via N alter.	3,000

¹ 4,800'—Minimum reception altitude.

36. Section 610.6013 VOR civil airway No. 13 is amended to read in part:

From—	To—	Minimum altitude
Kansas City, Mo. (VOR), via E alter.	Jameson (INT), Mo., via E alter. ¹	2,900
Jameson (INT), Mo., via E alter.	Lamoni, Iowa (VOR), via E alter.	2,900
Kansas City, Mo. (VOR).	Lamoni, Iowa (VOR).	2,400

¹ 3,000'—Minimum reception altitude.
² 2,400'—Minimum terrain clearance altitude.

37. Section 610.6014 VOR civil airway No. 14 is amended to read in part:

From—	To—	Minimum altitude
Oklahoma City, Okla. (VOR), via S alter.	Okemah (INT), Okla., ¹ via S alter.	1,400
Okemah (INT), Okla., via S alter.	Tulsa, Okla. (VOR), via S alter.	1,300
Gardner, Mass. (VOR).	Natick (INT), Mass.	3,000
Natick (INT), Mass.	Dedham (INT), Mass.	2,000
Dedham (INT), Mass.	Boston, Mass. (VOR)	1,890

¹ 4,600'—Minimum reception altitude.
² 2,700'—Minimum terrain clearance altitude.
³ 2,400'—Minimum terrain clearance altitude.

38. Section 610.6015 VOR civil airway No. 15 is amended to read in part:

From—	To—	Minimum altitude
Dallas, Tex. (VOR), via W alter.	Little Elm (INT), Tex., via W alter.	2,000
Little Elm (INT), Tex., via W alter.	Sanger (INT), Tex., via W alter. ¹	2,400
Sanger (INT), Tex., via W alter.	Ardenmore, Okla. (VOR), via W alter.	2,400
Kansas City, Mo. (VOR).	St. Joseph, Mo. (VOR).	2,800
St. Joseph, Mo. (VOR), via E alter.	Plattsburg (INT), Mo., via E alter.	2,800
Plattsburg (INT), Mo., via E alter.	Kansas City, Mo. (VOR), via E alter.	2,400

¹ 2,700'—Minimum reception altitude.
² 2,300'—Minimum terrain clearance altitude.
³ 2,200'—Minimum terrain clearance altitude.

39. Section 610.6018 VOR civil airway No. 18 is amended by adding:

From—	To—	Minimum altitude
Augusta, Ga. (VOR)---	Charleston S. C. (VOR).	1,800

¹ 1,500'—Minimum terrain clearance altitude.

40. Section 610.6020 VOR civil airway No. 20 is amended by adding:

From—	To—	Minimum altitude
Montgomery, Ala. (VOR).	La Grange, Ga. (VOR).	2,900

41. Section 610.6023 VOR civil airway No. 23 is amended by adding:

From—	To—	Minimum altitude
Bellingham, Wash. (VOR).	Vancouver, ¹ British Columbia (LFR).	2,000

¹ For that airspace over U. S. territory.

42. Section 610.6043 *VOR civil airway* No. 48 is amended to read in part:

From—	To—	Minimum altitude
Burlington, Iowa (VOR).	Peoria (INT), Ill.-----	14,500
Peoria (INT), Ill.-----	Pontiac, Ill. (VOR)-----	2,200

11,900'—Minimum terrain clearance altitude.

43. Section 610.6050 *VOR civil airway* No. 50 is amended by adding:

From—	To—	Minimum altitude
St. Joseph, Mo. (VOR).	Santa Rosa (INT), Mo.-----	2,400
Santa Rosa (INT), Mo.-----	Kirksville, Mo. (VOR)-----	13,000

12,400'—Minimum terrain clearance altitude.

44. Section 610.6050 *VOR civil airway* No. 50 is amended to read in part:

From—	To—	Minimum altitude
Quincy, Ill. (VOR)-----	Peoria (INT), Ill.-----	18,000

12,000'—Minimum terrain clearance altitude.

45. Section 610.6065 *VOR civil airway* No. 65 is added to read:

From—	To—	Minimum altitude
Bonner Springs (INT), Kans.-----	St. Joseph, Mo. (VOR)-----	2,400

46. Section 610.6073 *VOR civil airway* No. 73 is amended to read in part:

From—	To—	Minimum altitude
Tulsa, Okla. (VOR)---	Cambridge (INT), Kans. ¹ -----	3,000
Cambridge (INT), Kans. ¹ -----	Rock (INT), Kans. ² -----	3,000
Rock (INT), Kans. ¹ ---	Wichita, Kans. (VOR)-----	3,000
Tulsa, Okla. (VOR), via Walter.	Wichita, Kans. (VOR), via Walter.	3,000
Wichita, Kans. (VOR).	Hutchinson, Kans. (VOR)-----	3,400

¹3,000'—Minimum reception altitude.

²4,000'—Minimum reception altitude.

47. Section 610.6074 *VOR civil airway* No. 74 is amended by adding:

From—	To—	Minimum altitude
Anthony, Kans. (VOR).	Ponca City, Okla. (VOR)-----	2,500

48. Section 610.6077 *VOR civil airway* No. 77 is amended to read in part:

From—	To—	Minimum altitude
Wichita Falls, Tex. (VOR).	Oklahoma City, Okla. (VOR)-----	12,600
Via E alter-----	Via E alter-----	12,600
Ponca City, Okla. (VOR).	Wichita, Kans. (VOR)-----	2,600
Via W alter-----	Via W alter-----	2,600

12,600'—Minimum terrain clearance altitude.

12,500'—Minimum terrain clearance altitude.

49. Section 610.6089 *VOR civil airway* No. 89 is amended to read in part:

From—	To—	Minimum altitude
Rapid City, S. Dak. (VOR):	Chadron, Nebr. (VOR):	
Dir. or E alter-----	Dir. or E alter-----	5,600
Via W alter-----	Via W alter-----	8,000

50. Section 610.6108 *VOR civil airway* No. 108 is added to read:

From—	To—	Minimum altitude
Charleston, W. Va. (VOR).	Hominy (INT), W. Va.-----	5,000
Hominy (INT), W. Va.-----	Montebello, Va. (VOR)-----	6,500

51. Section 610.6114 *VOR civil airway* No. 114 is amended to read in part:

From—	To—	Minimum altitude
Shreveport, La. (VOR).	Alexandria, La. (VOR)-----	14,800

11,700'—Minimum terrain clearance altitude.

52. Section 610.6117 *VOR civil airway* No. 117 is amended by adding:

From—	To—	Minimum altitude
Ardmore, Okla. (VOR).	Oklahoma City, Okla. (VOR)-----	2,700
Via E alter-----	Via E alter-----	12,800

12,700'—Minimum terrain clearance altitude.

53. Section 610.6125 *VOR civil airway* No. 125 is amended to eliminate:

From—	To—	Minimum altitude
Hutchinson, Kans. (VOR).	Russell, Kans. (VOR)-----	3,100

54. Section 610.6128 *VOR civil airway* No. 128 is amended by adding:

From—	To—	Minimum altitude
Charleston, W. Va. (VOR).	Fulack, Va. (VOR)-----	6,600

55. Section 610.6131 *VOR civil airway* No. 131 is amended to read in part:

From—	To—	Minimum altitude
Ponca City, Okla. (VOR).	Cambridge (INT), Kans. ¹ -----	2,500
Cambridge (INT), Kans. ¹ -----	Emporia, Kans. (VOR)-----	13,500

¹3,000'—Minimum reception altitude.

²2,500'—Minimum terrain clearance altitude.

56. Section 610.6132 *VOR civil airway* No. 132 is amended to read in part:

From—	To—	Minimum altitude
Goodland, Kans. (VOR).	Great Bend ¹ (INT), Kans. ¹ -----	18,500
Great Bend (INT), Kans. ¹ -----	Hutchinson, Kans. (VOR)-----	14,000

¹14,000'—Minimum reception altitude.

²6,000'—Minimum terrain clearance altitude.

³3,200'—Minimum terrain clearance altitude.

57. Section 610.6140 *VOR civil airway* No. 140 is amended by adding:

From—	To—	Minimum altitude
Baltimore, Md. (VOR).	Port Deposit (INT), Md.-----	2,000

58. Section 610.6148 *VOR civil airway* No. 148 is added to read:

From—	To—	Minimum altitude
Int. 677° rad. Akron, Colo. (VOR), and 225° rad. Imperial, Nebr. (VOR).	Imperial, Nebr. (VOR)-----	5,000
Imperial, Nebr. (VOR).	North Platte, Nebr. (VOR)-----	4,500

59. Section 610.6154 *VOR civil airway* No. 154 is added to read:

From—	To—	Minimum altitude
Meridian, Miss. (VOR).	Montgomery, Ala. (VOR)-----	12,000

11,000'—Minimum terrain clearance altitude.

60. Section 610.6160 VOR civil airway No. 160 is added to read:

From—	To—	Minimum altitude
Harrisburg, Pa. (VOR).	Wernersville (INT), Pa.	2,500

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

These rules shall become effective July 6, 1954.

[SEAL] S. A. KEMP,
Acting Administrator
of Civil Aeronautics.

[F. R. Doc. 54-4741; Filed, June 23, 1954; 8:45 a. m.]

TITLE 43—PUBLIC LANDS:
INTERIOR

Chapter I—Bureau of Land Management,
Department of the Interior

Appendix—Public Land Orders
[Public Land Order 973]

COLORADO

RESERVING PUBLIC LANDS IN CONNECTION
WITH THE MACK MESA RESERVOIR

By virtue of the authority vested in the President by section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U. S. C. 141), and pursuant to Executive Order No. 10355 of May 26, 1952, the act of September 2, 1937 (50 Stat. 917; 16 U. S. C. 669-669j), and the act of March 10, 1934, as amended by the act of August 14, 1946 (48 Stat. 401; 60 Stat. 1080; 16 U. S. C. 661-666c), it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Mesa County, Colorado, are hereby withdrawn from all forms of appropriation under the public land laws, including the mining laws but not the mineral-leasing laws, and reserved under the jurisdiction of the Department of the Interior for use by the Game and Fish Commission of the State of Colorado as the Mack Mesa Reservoir, under such conditions as may be prescribed by the Secretary of the Interior.

SIXTH PRINCIPAL MERIDIAN

T. 9 S., R. 103 W.,
Sec. 12, NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 13, W $\frac{1}{2}$ of lot 2.

The areas described contain 37.53 acres.

This order shall take precedence over but not otherwise affect the existing withdrawal of the land for reclamation purposes.

Notice of the withdrawal was published March 4, 1954, in 19 F. R. 1225, and a correction on March 25, 1954, in 19 F. R. 1621.

ORME LEWIS,
Assistant Secretary of the Interior.
JUNE 18, 1954.

[F. R. Doc. 54-4780; Filed, June 23, 1954; 8:48 a. m.]

[Public Land Order 974]

CALIFORNIA

CORRECTING PUBLIC LAND ORDER NO. 804 OF
FEBRUARY 8, 1952

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 34, 36 (16 U. S. C. 473), and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

The land description in that part of Public Land Order No. 804 of February 8, 1952, transferring certain lands from the Shasta National Forest to the Klamath National Forest, so far as such description relates to land in T. 40 N., R. 7 W., M. D. M., California, secs. 15 and 22, inclusive, is hereby corrected to read as follows:

T. 40 N., R. 7 W., M. D. M., California,
Secs. 15 to 22, inclusive.

ORME LEWIS,
Assistant Secretary of the Interior.
JUNE 18, 1954.

[F. R. Doc. 54-4781; Filed, June 23, 1954; 8:48 a. m.]

[Public Land Order 975]

ALASKA

PARTIALLY REVOKING AND MODIFYING PUBLIC LAND ORDER NO. 386 OF JULY 31, 1947, RESERVING PORTIONS OF THE RELEASED LANDS FOR VARIOUS PUBLIC PURPOSES

By virtue of the authority vested in the President by section 2380 of the Revised Statutes (43 U. S. C. 711), and otherwise, and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

1. Public Land Order No. 386 of July 31, 1947, which was revoked as to certain lands at Tok Junction by Public Land Order No. 448 of February 17, 1948, is hereby revoked as to the remaining lands at Tok Junction included in the following description:

TOK JUNCTION

A tract of land containing approximately 3,840 acres, situated at the junction of the Alaska Highway and the Siana-Tok Road and lying on both sides of said roads, more particularly described as follows:

Beginning at a point in the center line of the Alaska Highway at Mile Station 1317.75, in approximate latitude 63° 21' N., and longitude 143° 00' W., thence by metes and bounds:
Southwesterly, at right angles to the center line of the Alaska Highway, 160 chains;
Northwesterly, at right angles to the preceding course, 160 chains;
Northeasterly, parallel to the first course of this description, 240 chains;
Southeasterly, parallel to the second course of this description, 160 chains;
Southwesterly, parallel to the third course of this description, 80 chains to point of beginning.

The topography of the area is level to very gently rolling. It supports a sparse growth of small aspen, birch and spruce. The land is covered by a blanket of moss, and the soil consists of silt loam underlain in the gravel.

2. Subject to valid existing rights and to the provisions of existing withdrawals, the following-described tracts of public

land in Alaska, which are portions of the lands described in paragraph one of this order, are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and the mineral-leasing laws, and reserved as follows:

(a) For town site purposes, to be hereafter disposed of under applicable town site laws:

COPPER RIVER MERIDIAN

T. 18 N., R. 13 E.,
Sec. 17, W $\frac{1}{2}$ SW $\frac{1}{4}$ (unsurveyed);
Sec. 18, lots 3 to 7, inclusive, NE $\frac{1}{4}$ SW $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$, and the lands in U. S. Survey No. 2931;
Sec. 19, lot 1, and the lands in U. S. Survey No. 2931;
Sec. 20, lot 4.

The tracts described aggregate 410 acres.

(b) For use of the Department of the Army in connection with the Alaska Communication System;

TOK TOWNSITE

Block 3E, lots 1 to 8, inclusive;
Block 4E, lots 1, 2, 3, 4, 11, 12, and 13, shown as Federal Reserve on supplemental plat accepted October 16, 1951, of U. S. Survey No. 2931.

The tracts described aggregate approximately 3.08 acres.

The withdrawal by paragraph 2 (b) of this order for use of the Department of the Army shall take precedence over but not otherwise affect the withdrawal by paragraph 2 (a) for townsite purposes.

(c) For use by the Alaska Road Commission as an administrative site:

COPPER RIVER MERIDIAN

T. 18 N., R. 13 E.,
Sec. 19, lands in U. S. Survey No. 2722.

The tract described contains 231.04 acres.

3. The following-described lands, which are portions of the lands released from withdrawal by paragraph 1 of this order, shall not become subject to the initiation of any rights or to any disposition under the public-land laws until it is so provided by an order of classification to be issued by an authorized officer opening the lands to application under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a) as amended, with a 91-day preference-right period for filing such applications by veterans of World War II and others entitled to preference:

COPPER RIVER MERIDIAN

T. 18 N., R. 13 E.,
Sec. 19, lots 2 to 31, inclusive, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, and S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, and the lands in U. S. Survey No. 2787;
Sec. 20, lot 5 and N $\frac{1}{2}$ SW $\frac{1}{4}$.

The tracts described aggregate 390.45 acres.

4. Paragraph (f) of Public Land Order No. 386 of July 31, 1947, is amended to read as follows:

A tract of land containing 59.90 acres, situated on the north side of the Alaska Highway near mile 1370, said point being 619 feet distant N. 50° 08' W., along the center line, from a point on the center line opposite U. S. Coast and Geodetic Survey Bench Mark W-17, 1943, latitude 63°40'39" N., and longitude 144°09'05" W., thence by metes and bounds: N. 50° 08' W., 990 feet

along the center line; N. 39° 52' E., 1,320 feet; S. 50° 08' E., 1,980 feet; S. 39° 52' W., 1,280 feet, more or less, to the center line of the highway; northwesterly, along the center line to the point of beginning.

5. At 10:00 a. m. on the 35th day after the date of this order, the unappropriated, unreserved, unsurveyed public lands released by this order shall, subject to valid existing rights and to the provisions of existing withdrawals, be opened to settlement under the homestead laws only and to that form of appropriation only by qualified veterans of World War II for whose services recognition is granted by the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284) as amended, and by other qualified persons entitled to credit for service under the said act. Commencing at 10:00 a. m. on the 126th day after the date of this order, any of such lands not settled upon by veterans or other persons entitled to credit for service shall become subject to settlement and other forms of appropriation by the public generally in accordance with appropriate laws and regulations.

All applications under the public land laws filed under this paragraph either at or before 10:00 a. m. of the 126th day after the date of this order shall be treated as though simultaneously filed at that time.

At 10:00 a. m. on the 35th day after the date of this order the surveyed public lands released by this order shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location and selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the surveyed public lands affected by this order shall be subject only to (1) application under the homestead laws or the Alaska Homestead Act of May 26, 1934, 48 Stat. 809 (48 U. S. C. 461); or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other ap-

propriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this order, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office, Bureau of Land Management, Fairbanks, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 65 and 66 of Title 43 of the Code of Federal Regulations, and applications under the said Alaska Home Site Act of May 26, 1934, and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in §§ 64.6 to 64.10, inclusive, and Part 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Bureau of Land Management, Fairbanks, Alaska.

ORME LEWIS,

Assistant Secretary of the Interior.

JUNE 18, 1954.

[F. R. Doc. 54-4782; Filed, June 23, 1954; 8:49 a. m.]

[Public Land Order 970]

ARIZONA

WITHDRAWING PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE AIR FORCE FOR MILITARY PURPOSES; REVOKING IN PART EXECUTIVE ORDER NO. 2131 OF JANUARY 30, 1915

By virtue of the authority vested in the President by Section 1 of the act of June 25, 1910 (36 Stat. 847; 43 U. S. C. 141) and pursuant to Executive Order No. 10355 of May 26, 1952, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in Arizona are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and

mineral-leasing laws, and reserved for the use of the Department of the Air Force for military purposes:

GILA AND SALT RIVER MERIDIAN

T. 15 S., R. 14 E.

Sec. 1;

Sec. 12, N $\frac{1}{2}$.

The areas described aggregate 958.40 acres.

Executive Order No. 2131 of January 30, 1915, reserving certain public lands for the use of the National Guard of Arizona as a rifle range, is hereby revoked so far as it affects the above-described lands.

ORME LEWIS,

Assistant Secretary of the Interior.

JUNE 18, 1954.

[F. R. Doc. 54-4770; Filed, June 23, 1954; 8:45 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Rules Amdt. 11-5; FCC 54-753]

PART 11—INDUSTRIAL RADIO SERVICES

SPECIAL INDUSTRIAL RADIO SERVICES

In the matter of amendment of § 11.501 of the Commission's rules, rules governing the Special Industrial Radio Services.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

On May 13, 1953, the Commission amended in part its rules governing eligibility in the Special Industrial Radio Service by deleting the criterion "remote and sparsely settled region" and substituting in lieu thereof the requirement that each station "be located and/or operated at all times in areas other than Standard Metropolitan Areas of 500,000 or more population." While this amendment has in general proved to be a useful standard in application processing, it necessitates, because of its categorical language, the denial of cases in which it is apparent that the concept of Standard Metropolitan Area in and of itself is not always realistic for radio licensing purposes. This is due to the fact that Standard Metropolitan Areas in general follow county lines which means that in many of them there are comparatively large regions of very low population density.

The Commission, therefore, believes that the present rule is needlessly inflexible and that a case by case determination should be permitted where the applicant can demonstrate the existence of special circumstances such as peculiarity in population distribution, terrain and directional antenna characteristics.

The Commission wishes to make clear the fact that the action taken herein is only in the nature of interim relief to applicants and licensees in the Special Industrial Radio Service pending the conclusion of rule making proceedings in Docket No. 9703 and should not be

construed as a prejudgment of any issue now before the Commission in that proceeding. Furthermore, all grants in the Special Industrial Service are and will continue to be made expressly subject to the outcome of that docket.

Since the amendment ordered herein relieves an existing restriction by permitting a case by case determination of a class of applications previously excluded in toto, the amendment may be made effective immediately. Furthermore, because of several urgent applications now pending before the Commission which may be disposed of upon adoption of this order, general notice of proposed rule making under section 4 (a) of the Administrative Procedure Act

is impracticable and would fail to serve the public interest.

Accordingly, pursuant to the authority contained in sections 4 (i), 303 (d) and (r) of the Communications Act of 1934, as amended: *It is ordered*, That § 11.501 of Part 11 Industrial Radio Services is hereby amended as set forth below to be effective immediately.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U. S. C. 303)

Released: June 21, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

Amend § 11.501 of Part 11, Industrial Radio Services, by the addition of the following new paragraph (d):

(d) Notwithstanding the geographical limitations imposed by paragraph (a) (1) of this section, the Commission may authorize the operation of radio facilities within Standard Metropolitan Areas, as therein defined, when it can be shown that the proposed area of operation is, in fact, in an area of low population density removed from the urbanized sections of the Standard Metropolitan Area.

[F. R. Doc. 54-4798; Filed, June 23, 1954; 8:52 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

17 CFR Part 903 I

[Docket No. AO 10-A18 RO1]

HANDLING OF MILK IN THE ST. LOUIS, MISSOURI, MARKETING AREA

DECISION WITH RESPECT TO PROPOSED AMENDMENTS TO TENTATIVE MARKETING AGREEMENT AND TO ORDER, AS AMENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), a public hearing was conducted at St. Louis, Missouri, on October 12-13, 1953, pursuant to notice thereof which was issued on October 7, 1953 (18 F. R. 6384) and on October 8, 1953 (18 F. R. 6409), and on January 19-22, 1954, pursuant to notice of reopening which was issued on January 11, 1954 (19 F. R. 264), upon proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the St. Louis, Missouri, marketing area.

By an emergency decision of the Assistant Secretary of Agriculture October 26, 1953 (18 F. R. 6825) and amendment effective November 1, 1953 (18 F. R. 6863), action has been taken with respect to the Class I pricing provisions of the order for the period through June 1954. Said decision reserved for later determination the issue of Class I prices after June 1954. Decision on certain issues concerning administrative assessment, allocation provisions, and the maximum percentages of shrinkage allowed as Class II was contained in a decision of the Acting Secretary of Agriculture issued November 20, 1953 (18 F. R. 7513).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on May 27, 1954, filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision on the remaining

material issues of record, including matters introduced at the reopened hearing. Said decision containing notice of opportunity to file written exceptions thereto was published in the FEDERAL REGISTER on June 2, 1954 (19 F. R. 3225).

Within the period reserved therefor, interested parties filed exceptions to certain of the findings, conclusions and actions recommended by the Deputy Administrator. In arriving at the findings, conclusions, and regulatory provisions of this decision, each of such exceptions was carefully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that findings, conclusions and actions decided upon herein are at variance with any of the exceptions, such exceptions are overruled.

To the extent that suggested findings and conclusions proposed by interested persons are inconsistent with the findings and conclusions contained herein, the specific or implied requests to make such findings and reach such conclusions are denied on the basis of the facts found and stated in connection with the conclusions herein set forth.

The material issues, findings and conclusions, and general findings of the recommended decision (19 F. R. 3225, Doc. 54-4203) are hereby approved and adopted as the issues, findings and conclusions, and general findings of this decision as if set forth in full herein, subject to the following modifications described with reference to Federal Register Doc. 54-4203, 19 F. R. 3225:

1. Delete the last full paragraph in column two, page 3228, and substitute therefor the following:

Payments to a cooperative association should be required somewhat in advance of the dates on which payments to individual producers are to be made. Handlers will have somewhat less work in paying a cooperative than in paying individual producers in that each payment need not be calculated and made separately. In order to allow time for handlers to complete their settlements with the pool before making final payments to cooperative associations, the dates for announcing the blend price and for

clearing the pool should be advanced one day. Also, in order to allow sufficient time for cooperative associations to calculate producer payrolls and to make payments, handlers should be required to furnish the necessary information to the associations on or before the 7th of the month and final payment to producers should be delayed until the 17th of the month.

2. After the first paragraph beginning in column 3, page 3228, insert the following:

Provision should be made in the order, however, so that a cooperative association of producers may maintain the status of its members under the order in case they should be cut off the market. A cooperative association may now act as a handler and divert the milk of producers during the months of flush production. Milk so diverted is pooled with the milk of all other producers. Amendment of the order to allow such an association to divert milk on a limited basis during the months of low production will give the association temporary opportunity of keeping its producer members associated with the market while arranging for other outlets for such milk. It should not be necessary, however, for an association to divert the milk of any producer continuously throughout the fall and winter months. Provision contained in the attached order will permit diversion by a cooperative association up to 15 days during these months.

3. In the 4th line of the 2d full paragraph beginning in column 3, page 3228, delete "25th" and substitute "last."

4. In the 9th line of the 2d full paragraph beginning in column 3, page 3228, delete "15th" and substitute therefor "17th."

5. After the 6th paragraph beginning in column 3, page 3228, add the following:

It is possible that in some instances the amount of the advance payment herein required would exceed the value of milk delivered during the 15-day period less authorized deductions. For this reason, advance payment should not be required

if the producer discontinues delivery of milk before the 25th day of the month.

6. Delete the first two paragraphs beginning in column one, page 3230, and substitute therefor the following:

It was contended that failure to allow such additional assignment of Class II utilization to milk received directly from producers places milk from pool plants at a competitive disadvantage in relation to other source milk. This disadvantage was alleged to arise because the purchase of milk from country supply plants increases the amount of Class II milk which may be reserved for assignment to approved milk under the allocation provisions. Since the amount of Class II milk which may be assigned to direct producer receipts is not changed by such a transaction, the additional Class II utilization so reserved for allocation to approved milk must be assigned to receipts from pool supply plants for purposes of calculating location differentials. Thus, Class II milk equal to as much as 5 percent of the receipts from pool supply plants might be assigned to such plants for location differential purposes even though the distributing plant received an amount of other source milk from other federally regulated markets equal to more than the Class II utilization in such plant. Under such circumstances, additional other source milk which might be imported for Class I use would all be assigned to Class I and would not affect the calculation of location differentials.

Although this is true, these provisions do not result in an incentive for a handler to purchase other source milk. The conditions described do not arise until all Class II utilization in the plant not reserved under the 5 percent provision has first been assigned to other source milk. If receipts of other source milk exceed the Class II utilization to which it may be assigned, the handler will be subject to payments on such excess milk if it comes from unregulated sources. A handler in this situation who has the option of buying milk from pool plants or other source milk from other regulated markets will increase his allowable assignment of producer milk to Class II to the extent of 5 percent of his receipts from other pool plants. Such assignment will more than offset the cost of transporting an equivalent amount of milk from country supply plants. Consequently, there is no net incentive for a handler to bring in other source milk in preference to country plant milk as a result of the operation of this provision.

Determination of representative period. The month of April 1954 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of an amended order regulating the handling of milk in the St. Louis, Missouri, marketing area in the manner set forth in the attached amended order is approved or favored by producers who during such period were engaged in the production of milk for sale in the marketing area specified in such order.

Marketing agreement and order, as amended. Annexed hereto and made a

part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the St. Louis, Missouri, Marketing Area," and "Order, as Amended, Regulating the Handling of Milk in the St. Louis, Missouri, Marketing Area," which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions. These documents shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order, as amended, and as hereby proposed to be further amended by the attached order which will be published with this decision.

This decision filed at Washington, D. C., this 21st day of June 1954.

[SEAL]

JOHN H. DAVIS,
Assistant Secretary.

Order, as Amended, Regulating the Handling of Milk in the St. Louis, Missouri, Marketing Area

§ 903.0 **Findings and determinations.** The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order, and each of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) **Findings upon the basis of the hearing record.** Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the St. Louis, Missouri, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds

¹ This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and orders have been met.

and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk and be in the public interest;

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held; and

(4) It is hereby found that the necessary expense of the market administrator for the maintenance and functioning of such agency will require the payment by each handler as his pro rata share of such expense, 2½ cents, or such lesser amount as the Secretary may prescribe, for each hundredweight of skim milk and butterfat contained in (a) producer milk, (b) Grade A other source milk (except other source milk which was subject to the Class I pricing provisions of another order issued pursuant to the act) which is allocated to Class I, or (c) Class I milk distributed in the marketing area from a nonpool plant.

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in the St. Louis, Missouri, marketing area shall be in conformity to and in compliance with the terms and conditions of this order, as amended, and as hereby further amended, and the aforesaid order, as amended, is hereby further amended, as set forth below:

The provisions of §§ 903.0 to 903.103, both inclusive, of the order, as amended, contained in the recommended decision issued by the Deputy Administrator, Agricultural Marketing Service (19 F. R. 3225; F. R. Doc. 54-4203) shall be and are the terms and conditions of this order, as amended, as if set forth in full herein, subject to the following revisions described with reference to Federal Register Doc. 54-4203, 19 F. R. 3225:

1. Delete § 903.6 and substitute therefor the following:

§ 903.6 **Producer.** "Producer" means any person, except a producer-handler, who produces milk under a dairy farm permit or rating for the production of milk to be used for Grade A distribution issued by a duly constituted health authority, which milk is delivered from the farm to a pool plant or diverted pursuant to paragraphs (a) or (b) of this section: *Provided*, That no person shall be a producer with respect to milk which is delivered to a milk plant partially exempt from the provisions of this order pursuant to § 903.61.

(a) Diverted for his account by the operator of a fluid milk plant from such plant to a nonfluid milk plant during the months of March through July: *Provided*, That milk so diverted shall be deemed to have been received by the diverting handler at the location of the plant from which diverted; or

(b) Diverted by a cooperative association qualified pursuant to § 903.88 (b) for the account of such association from a pool plant to a nonpool plant any day during the months of March through July, or on not more than 15 days during any month from August through February: *Provided*, That milk so diverted shall be deemed to have been received by the cooperative association at a pool plant at the location of the plant from which diverted.

2. Change the reference in § 903.9 (b) from "§ 903.11" to "§ 903.10."

3. Delete § 903.10 and substitute therefor the following:

§ 903.10 *Reserve supply credit*. The hundredweight of reserve supply credit which may be assigned to approved milk transferred to a pool plant shall be an amount calculated for each month as follows: Deduct from the total hundredweight of skim milk and butterfat distributed from the transferee-plant as Class I milk on routes to retail or wholesale outlets (including plant stores, but not including pool plants or nonpool plants) an amount calculated by multiplying the hundredweight of producer milk at such plant by 0.85. Any plus figure resulting from this calculation plus reserve supply credit so calculated and assigned to approved milk transferred to other pool plants shall be known as reserve supply credit and shall be assigned pro rata to Class I approved milk received from country plants: *Provided*, That if the operator of the transferee-plant notifies the market administrator in writing on or before the 7th day after the end of the month of an assignment to Class I approved milk received from other plants, other than that specified in this section, such other assignment shall be allowed except that assignment of reserve supply credit to approved milk received from a city plant shall not be allowed for any month during which reserve supply credit has been received with respect to approved milk transferred to a city plant.

4. Delete § 903.11 and substitute therefor the following:

§ 903.11 *Nonpool plant*. "Nonpool plant" means any milk receiving, manufacturing, or processing plant other than a pool plant.

5. Delete § 903.16 (a) and substitute therefor the following:

(a) Receipts during the month in the form of products designated as Class I milk pursuant to § 903.41 (a), except (1) such products approved by the appropriate health authority for distribution as Class I milk in the marketing area which are received from pool plants, or (2) producer milk; and

6. In § 903.22 (j) (1) delete "6th" and substitute therefor "5th."

7. In § 903.22 (j) (2) delete "11th" and substitute therefor "10th."

8. In § 903.22 (k) delete "15th" and "approved" and substitute therefor "10th" and "producer," respectively.

9. Delete § 903.31 and substitute therefor the following:

§ 903.31 *Reports of milk received from producers*. (a) On or before the 25th day of each month, each handler shall report to the market administrator on forms approved by the market administrator, his producer payroll, which shall show the total pounds of milk received from each producer during the first 15 days of such month; and

(b) On or before the 20th day after the end of each month, each handler shall report to the market administrator for such month on forms approved by the market administrator, his producer payroll, which shall show for each producer from whom milk was received: (1) The total pounds and butterfat content of milk received from such producer, (2) the price and the total amount paid for milk received from such producer, together with the amount and nature of any deductions, and (3) the amount and nature of payments made pursuant to § 903.86.

10. Delete § 903.32 and substitute therefor the following:

§ 903.32 *Reports to cooperative associations*. Each handler who receives milk during the month from producers for which payment is to be made to a cooperative association pursuant to § 903.80 (b) shall report to such cooperative association for each such producer on forms approved by the market administrator as follows:

(a) On or before the 25th day of the month, the total pounds of milk received during the first 15 days of such month;

(b) On or before the 7th day of the following month (1) the pounds of milk received each day and the total for the month, together with the butterfat content of such milk, (2) the amount or rate and nature of deductions, and (3) the amount and nature of payments due pursuant to § 903.86 (c).

11. Delete § 903.41 (b) (3) (ii) and substitute therefor the following:

(ii) 1.5 percent of the skim milk or butterfat contained in other source milk (except milk received from dairy farmers) or received as bulk tank lots of approved milk and disposed of in a form other than bulk tank lots of approved milk: *Provided*, That any disposition of milk in bulk tank lots shall be assigned to receipts of milk in such form; and

12. Delete § 903.70 (a) and substitute therefor the following:

(a) Multiply the quantity of producer milk in each class computed pursuant to § 903.46 by the applicable class price, total the resulting amounts, and add any amount necessary to reflect adjustments in location differential allowance re-

quired pursuant to the provisos of § 903.52.

13. Delete § 903.80 (a) (1) and substitute therefor the following:

(1) On or before the last day of each month to each such producer who did not discontinue shipping milk to such handler before the 25th day of the month an amount equal to not less than the Class II price for the preceding month multiplied by the hundredweight of milk received from such producer during the first 15 days of the month, less proper deductions authorized by such producer to be made from payments due pursuant to this subparagraph;

14. In § 903.80 (a) (2) delete the phrase "in writing."

15. Delete that portion of § 903.80 (b) which precedes subparagraph (2) thereof and substitute therefor the following:

(b) In the case of a cooperative association qualified pursuant to § 903.88 (b) which has so requested any handler in writing, such handler shall make payment to the cooperative association for milk received during the month from the producer members of such association as follows:

(1) On or before the 25th day of the month an amount equal to not less than the Class II price for the preceding month multiplied by the hundredweight of milk received during the first 15 days of the month from producer members who did not discontinue delivering milk to such handler before the 25th day of the month, less proper deductions authorized in writing by such cooperative association to be made from payments due pursuant to this subparagraph;

16. In § 903.80 (b) (2) delete "13th" and substitute therefor "14th."

17. Delete the proviso in § 903.81 and replace the colon immediately preceding it with a period.

18. In § 903.84 delete "13th" and substitute therefor "12th."

19. In § 903.85 delete "14th" and substitute therefor "13th."

20. Delete § 903.87 and substitute therefor the following:

§ 903.87 *Expense of administration*. As his pro rata share of the expense of the administration of this order, each handler shall pay to the market administrator on or before the 15th day after the end of each month for such month 2½ cents, or such lesser amount as the Secretary may prescribe, for each hundredweight of skim milk and butterfat contained in (a) producer milk, (b) Grade A other source milk (except other source milk which was subject to the Class I pricing provisions of another order issued pursuant to the act) which is allocated to Class I, or (c) Class I milk distributed in the marketing area from a nonpool plant.

[F. R. Doc. 54-4813; Filed, June 23, 1954; 8:55 a. m.]

NOTICES

DEPARTMENT OF THE TREASURY

Bureau of Customs

[T. D. 53515]

GEORGETOWN, BRITISH GUIANA

ADDITION TO "NO CONSUL" LIST

JUNE 18, 1954.

In accordance with a recommendation from the Department of State, Georgetown, British Guiana, is hereby added to the "No consul" list (1950), T. D. 52407, as amended.

Under the provisions of section 482 (f), Tariff Act of 1930 (U. S. C. Title 19, sec. 1482 (f)), an invoice for merchandise from the above-named placed on foreign service Form 138, or in lieu thereof, a commercial invoice containing the information required by section 481, Tariff Act of 1930 (U. S. C. Title 19, sec. 1481), may be accepted if certified by a consular officer of a nation at the time in amity with the United States. If no such consular officer is available, the invoice shall be executed before a notary public or other officer having an official seal.

[SEAL] D. B. STRUBINGER,
Assistant Commissioner of Customs.

[F. R. Doc. 54-4797; Filed, June 23, 1954;
8:51 a. m.]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

SHORESPACE RESTORATION ORDER NO. 514
AND SMALL TRACT CLASSIFICATION ORDER
NO. 84

JUNE 18, 1954.

By virtue of the authority contained in the act of June 5, 1920 (41 Stat. 1059; 48 U. S. C. 372), and pursuant to Delegation of Authority contained in sections 2.21 and 2.22 (a) (3) of Order No. 1, Bureau of Land Management, Area IV, approved by the Acting Secretary of the Interior on August 20, 1951 (16 F. R. 8625), it is ordered as follows:

1. Subject to valid existing rights, the 80-rod shorespace reserve which is now or may hereafter be created under the act of May 14, 1898 (30 Stat. 409; 48 U. S. C. 371), as amended, is hereby revoked as to the public lands hereinafter described, which are situated in the Anchorage, Alaska, Land District and which are hereby classified as chiefly valuable for lease and sale under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a), as amended:

POINT HIGGINS—KETCHIKAN SMALL TRACT
AREA

FOR LEASE AND SALE

For Home Sites

U. S. Survey 3152:
Lots 1-5, inclusive.
Lots 6-9, inclusive.
Lots 53 and 54.

U. S. Survey 3153:
Lots 10-15, inclusive.
Lots 55-62, inclusive.
Lots 70-79, inclusive.

U. S. Survey 3154:
Lots 17-24, inclusive.
Lots 137-139A, inclusive.
Lots 145-150, inclusive.

U. S. Survey 3155:
Lots 151-153, inclusive.
Lot 158.

Lots 159-164, inclusive.
U. S. Survey 3156:

Lots 129-132, inclusive.
Lots 165-170, inclusive.
Lot 171.

Lots 172-178, inclusive.
Lots 179-184, inclusive.
Lots 185-192, inclusive.
Lots 193-198, inclusive.

U. S. Survey 3158:
Lots 63-69, inclusive.
Lot 80.
Lots 81-88, inclusive.

Comprising 118 tracts, aggregating 131.75 acres.

For Business Sites

U. S. Survey 3152: Lot 52.

U. S. Survey 3154: Lots 135 and 136.

Comprising 2 tracts aggregating 1.30 acres.

These lots are located approximately 12 miles northwest of Ketchikan, Alaska, along the North Tongass Highway and the South Point Higgins Road. None of the tracts have shoreline but all command an excellent view of Tongass Narrows. Most of the land is moderate slopes and is covered with a dense stand of spruce. The soil is very thin and rocky. The climate is temperate and the average annual precipitation is one of the heaviest on record in Alaska. Temperatures are mild and most of the precipitation falls as rain. Sewage disposal can be accomplished through septic tanks or cesspools and drinking water can be obtained from wells, streams, or by the use of some rain water storage device. Schools, churches, stores, and other community facilities are available in Ketchikan.

2. This classification order shall not otherwise become effective to change the status of any lands described herein or to permit the leasing of any such lands under the Small Tract Act of June 1, 1938, cited above, until 10:00 a. m. on July 22, 1954. At that time the lands described above shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location and selection, as follows:

(a) *Ninety-one day period for preference right filings.* For a period of 91 days from 10:00 a. m. on July 22, 1954, to close of business on October 20, 1954, inclusive, preference will be given as set forth above to:

(1) Applications under the Small Tract Act of June 1, 1938 (52 Stat. 609; 43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and

(2) Applications under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equi-

table claims subject to allowance and confirmation. Application by veterans and other qualified persons under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph.

(b) *Advance period for simultaneous preference right filings.* All applications filed by such veterans and other qualified persons, or by persons claiming preference rights superior to those of such veterans filed under the preceding paragraph (a) on July 1, 1954, or thereafter, up to and including 10:00 a. m. on July 22, 1954, shall be treated as simultaneously filed. All applications filed under the preceding paragraph (a) after 10:00 a. m. on July 22, 1954, shall be considered in the order of filing.

(c) *Date for non-preference right filings.* Commencing at 10:00 a. m. on October 21, 1954, any lands remaining unappropriated shall become subject to application under the Small Tract Act by the public generally.

(d) *Advance period for simultaneous non-preference right filings.* Applications under the Small Tract Act by the general public filed on September 30, 1954, or thereafter, up to and including 10:00 a. m. on October 21, 1954, shall be treated as simultaneously filed. All applications filed thereafter shall be considered in the order of filing.

3. A veteran shall accompany his application with a complete photostatic, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or which constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

4. All applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska, shall be made on Form 4-776 and shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent that such regulations are applicable. Applications under the Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Part 257 of Title 43 of the Code of Federal Regulations.

5. Lessees under the Small Tract Act of June 1, 1938, will be required, within a reasonable time after execution of the lease, to construct upon the leased land, to the satisfaction of the appropriate officer of the Bureau of Land Management authorized to sign the lease, improvements which, under the circumstances, are substantial, and are appro-

prate for the use for which the lease is issued. Leases will be issued for a period of two years, at an annual rental of \$5 for homesites, payable in advance for the entire lease period. Applications for extension for an additional period of one year shall be considered in appropriate cases. The rental for business sites will be in accordance with a schedule of graduated charges based on gross income, with a minimum charge of \$20 payable yearly in advance, the remainder, if any, to be paid within thirty days after each yearly anniversary of the lease. Every lease for land classified for lease and sale will contain an option to purchase clause and every such lessee may file an application to purchase at the sale price as provided in the lease.

6. All of the land will be leased in tracts varying in size from approximately 0.27 acre to approximately 1.97 acres, in accordance with the classification maps on file in the Land Office, Anchorage, Alaska. These tracts are appraised at prices ranging from \$50 to \$250.

7. Lessees must locate any wells or sewage disposal facilities in accordance with the laws and regulations of the Territory of Alaska.

8. The leases will be made subject to rights-of-way for road purposes and public utilities, as specified in the Classification and Appraisal Report on file in the Land Office, Anchorage, Alaska. Such rights-of-way may be utilized by the Federal Government, State, Territory, County, or Municipality, or by any agency thereof. In the discretion of the authorized officer of the Bureau of Land Management, these rights-of-way may be definitely located prior to the issuance of the patent. If not so located, they may be subject to location after patent is issued.

FRED J. WEILER,
Area Lands and Minerals Officer.

[F. R. Doc. 54-4769; Filed, June 23, 1954;
8:45 a. m.]

ALASKA

NOTICE OF FILING OF PLAT OF SURVEY

JUNE 16, 1954.

Notice is given that the plat of extension survey of the following described lands, accepted March 1, 1954, will be officially filed in the Land Office, Anchorage Alaska, effective at 10:00 a. m. on the 35th day after the date of this notice:

SEWARD MERIDIAN

T. 2 N., R. 12 W.

Sections 22, 27, and 34.

The area described contains 1920.48 acres.

The land is located near Clam Gulch, Alaska, and is traversed by the Sterling Highway. The land is generally agricultural, interspersed with some spruce and muskeg.

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a), as amended, home or headquarters site under the act of May 26, 1934 (48 Stat. 809, 48 U. S. C. 461), by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) applications under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under the paragraph either at or before 10:00 a. m. on the 35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statement in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent such regulations are applicable. Applications under the homestead and homesite laws shall be governed by the regulations con-

tained in Parts 64, 65 and 166 of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office.

VIRGIL O. SEISER,
Manager.

[F. R. Doc. 54-4774; Filed, June 23, 1954;
8:46 a. m.]

ALASKA

NOTICE OF FILING OF PLAT OF SURVEY

JUNE 16, 1954.

Notice is given that the plat of original survey of the following described lands, accepted March 1, 1954, will be officially filed in the Land Office, Anchorage, Alaska, effective at 10:00 a. m. on the 35th day after the date of this notice:

SEWARD MERIDIAN

T. 7 N., R. 12 W.,

Secs. 10, 11, 12, 13, 14, 15, 23, 24, 25, 20, and 36.

The area described contains 6,338.84 acres. The land is located approximately 15 miles north of Kenai accessible by the North Kenai Farm Road and the Millers Loop Road.

The land is considered agricultural in character covered with a heavy stand of spruce timber, and consists of small rolling hills.

At the hour and date specified above the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this notice shall be subject only to (1) application under the homestead or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a), as amended, home or headquarter site under the act of May 26, 1934 (48 Stat. 809, 48 U. S. C. 461), by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) applications under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under the paragraph either at or before 10:00 a. m. on the 35th day after the date of this notice shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the

126th day after the date of this notice, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this notice, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statement in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent such regulations are applicable. Applications under the homestead and homestead laws shall be governed by the regulations contained in Parts 64, 65 and 166 of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office.

VIRGIL O. SEISER,
Manager.

[F. R. Doc. 54-4775; Filed, June 23, 1954;
8:47 a. m.]

MONTANA

SMALL TRACT CLASSIFICATION ORDER NO. 3 JUNE 17, 1954.

1. Pursuant to the authority delegated to me by the Director, Bureau of Land Management, by Order No. 541, dated April 21, 1954 (19 F. R. 2473), I hereby classify under the Small Tract Act of June 1, 1938 (52 Stat. 609), as amended July 14, 1945 (59 Stat. 467, 43 USC, Sec. 682a), as hereinafter indicated, the following described public lands in the Montana Land District, embracing approximately 185 acres:

For lease only as cabin sites:

MONTANA PRINCIPAL MERIDIAN

T. 1 N., R. 10 W.,

Sec. 31: Lots 10 to 12, inclusive, as shown on the official plat of survey approved and accepted April 12, 1954.

T. 1 S., R. 11 W.,

Sec. 1: Lots 5 to 10, inclusive; 13 to 14, inclusive; 16 to 19, inclusive; as shown on the official plat of survey approved and accepted on March 24, 1954.

T. 2 N., R. 12 W.,

Sec. 34: Lots 2 to 4, inclusive; 6 to 9, inclusive; and 11, as shown on the official plat of survey approved and accepted April 12, 1954.

Lots numbered 13 and 14 of Section 31, T. 1 N., R. 10 W., M. P. M., are not available for lease but are reserved for public access and use. Lots numbered 11 and 12 of Section 1, T. 1 S., R. 11 W., M. P. M., are not available for lease but are reserved for public access and use. Lot 15 of the same section is not available for lease. Lots numbered 1 and 5 of Section 34, T. 2 N., R. 12 W., M. P. M., are not available for lease but are reserved for public access and use. Lots 10, 12, 13, and 14 of the same section are not available for lease.

2. The lots range from 1.00 to 5.00 acres in size and are located near the Big Hole River about 28 miles south of Anaconda, Montana, and about 40 miles southwest of Butte, Montana. The area is accessible by state and county all weather roads from the above cities. Electricity is available as a power line passes through or near these lots. Domestic water can be obtained from the creek, spring, or river. The land is level to rolling; has gravelly, sandy loam soils. The native vegetation consists of bunchgrass, sagebrush, and timber.

3. A multiplicity of filings by those persons entitled to claim veteran's preference for service in World War II only is anticipated during the simultaneous filing period. Therefore, in accordance with the provisions of 43 CFR 257.8, Circular 1764, containing small tract regulations approved September 11, 1950, the special procedure and drawing outlined therein will be used. This special procedure does not apply to veterans of other wars of the United States.

4. Commencing at 10:00 a. m. on the date of this order and for a period of 35 days thereafter, the lands described herein shall be subject to the filing of drawing entry cards only by those persons entitled to claim World War II veteran's preference under the act of September 27, 1944 (58 Stat. 748, 43 U. S. C., 279-284), as amended. Such veterans desiring to participate in the drawing may secure drawing entry cards, Form 4-775, from the State Supervisor, Bureau of Land Management, Billings, Montana, or the District Manager, Bureau of Land Management, Whitehall, Montana. The veteran will print clearly his name, post office address, and sign his full name in the space provided on the card, certifying that he is a citizen of the United States, over 21 years of age or the head of a family, and entitled to veterans' preference based upon service in World War II and honorable discharge from such service. Only one drawing entry card may be filed by an entrant. No filing fee or additional papers should accompany the drawing entry card. All drawing entry cards when completed as indicated shall be mailed to the Manager, Montana Land Office, Bureau of Land Management, Billings,

Montana, and must be forwarded in time to reach him not later than 10:00 a. m. on the 35th day after the date of this order. All cards of qualified entrants received not later than the hour and date mentioned will be placed in a box and at 2:00 p. m. on the first business day following such 35th day will be thoroughly mixed in the presence of such persons as may desire to be present. The cards will then be drawn by a disinterested party, one at a time, and numbered in order drawn to establish an adequate list of eligibles and of alternates to whom the available tracts will be allocated in consecutive order.

5. Each successful entrant to whom a lot is awarded will be sent by registered mail a decision making appropriate requirements with an offer to lease form 4-776, in duplicate, bearing the description of the tract. The forms must be completely filled out, signed, and returned by the successful entrant within the time allowed. All applications must be accompanied by a \$10.00 filing fee. The annual rental for these cabin sites is \$15.00, payable for the entire lease period in advance of the issuance of the lease. The applicant must also furnish a photostat, or other copy (both sides) of his certificate of honorable discharge, or of an official document of the branch of the service which shows clearly the period of service. An award to a successful entrant who was not qualified to enter the drawing, or who for any reason fails within the time allowed to comply with the requirements of the decision accompanying the lease forms, will be cancelled upon the records, and the lot will become available to the alternate next in line as determined by the drawing.

Each entrant to whom no lot is allocated will be informed thereof by the return of his drawing entry card, carrying a notation to that effect.

6. Lessees will be required prior to renewal of the lease to construct upon the leased land, to the satisfaction of the appropriate officer of the Bureau of Land Management authorized to sign the lease, improvements which in the circumstances are presentable, substantial, and appropriate for the use for which the lease is issued. Detailed specifications as to the improvement requirements will be made part of the lease terms.

7. Lessees or their successors in interest shall comply with all Federal, State, County, and municipal laws and ordinances, especially those governing health and sanitation, and failure or refusal to do so may be cause for cancellation of the lease in the discretion of the authorized officer of the Bureau of Land Management.

8. The lease of these lots will be made subject to rights of way for roads and public utilities as follows:

Section 31, T. 1 N., R. 10 W., M. P. M.:

A 33-foot wide right of way along the entire west boundaries of Lots 10 and 11.

Section 34, T. 2 N., R. 12 W., M. P. M.:

A 33-foot wide right of way along the entire north boundaries of Lots 2 to 4, inclusive; Lots 6 to 9, inclusive, and Lot 11; and a 33-foot wide right of way for existing road through Lot 11 from the northeast corner diagonally across to the southwest corner.

Section 1, T. 1 S., R. 11 W., M. P. M.:

A 16½-foot wide right of way along the entire west boundaries of Lots 9, 10, 13, 14, and 17; a 16½-foot wide right of way along the entire east boundaries of Lots 5, 6, 7, 8, 15, and 18; a 16½-foot wide right of way along the entire north boundaries of Lots 16, 17, 18, and 19; a 16½-foot wide right of way along the entire south boundaries of Lots 14 and 15.

A 33-foot wide right of way for existing trail crossing through the northeast corner of Lot 13.

9. Such rights of way may be utilized by the Federal government, or the State or County in which the tract is situated, or by any agency thereof. Leases issued in accordance with this order will also be subject to all existing rights of way.

10. The lots, if any, which are not leased as a result of the drawing will not become subject to application by veterans who do not participate in the drawing or by the general public until a further order has been issued granting veterans of World War II a preference right of application for a period of 90 days.

11. All inquiries relating to these lands should be addressed to the State Supervisor, Bureau of Land Management, Billings, Montana.

R. D. NIELSON,
State Supervisor.

[F. R. Doc. 54-4776; Filed, June 23, 1954;
8:47 a. m.]

MONTANA

AMENDED NOTICE OF PROPOSED WITHDRAWAL
AND RESERVATION OF LANDS

JUNE 17, 1954.

An application, serial number Montana 011811, for the withdrawal from all forms of appropriation under the public land laws, including the mining laws, but not the mineral-leasing laws, of the lands described below was filed on April 26, 1954 by the Department of Agriculture, Forest Service.

The purposes of the proposed withdrawal: For use in connection with the Philipsburg Administrative Site.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, Bureau of Land Management, Department of the Interior at Billings, Montana. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in this amended application are:

MONTANA

T. 7 N., R. 13 W., P. M.
Sec. 31: Part of SW¼SW¼, unsurveyed.
T. 7 N., R. 14 W.
Sec. 36: Lots 1, 6, 7, and 8.

The areas described aggregate 90.63 acres.

R. D. NIELSON,
State Supervisor.

[F. R. Doc. 54-4773; Filed, June 23, 1954;
8:46 a. m.]

[Misc. NM-1]

NEW MEXICO

ORDER PROVIDING FOR OPENING OF PUBLIC
LANDS

JUNE 15, 1954.

In exchanges of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U. S. C. sec. 315g), the following described lands have been reconveyed to the United States:

NEW MEXICO PRINCIPAL MERIDIAN

T. 26 N., R. 7 W.,
Sec. 6, lot 6, SE¼SW¼.
T. 17 N., R. 11 W.,
Sec. 32, all.
T. 17 N., R. 12 W.,
Sec. 36, all.
T. 18 N., R. 12 W.,
Sec. 16, all.
T. 16 N., R. 13 W.,
Sec. 36, all.
T. 10 S., R. 19 E.,
Sec. 25, NE¼NE¼.
T. 16 S., R. 21 E.,
Sec. 35, SW¼.
T. 5 S., R. 23 E.,
Sec. 11, N½NW¼, SE¼NW¼, SW¼NE¼,
N½SE¼, SE¼SE¼;
Sec. 14, NE¼NE¼;
Sec. 25, S½;
Sec. 26, S½.
T. 13 S., R. 23 E.,
Sec. 33, S½.
T. 16 S., R. 23 E.,
Sec. 19, lots 3, 4, E½SW¼, SE¼;
Sec. 21, S½NW¼, N½SW¼;
Sec. 35, E½NW¼, SW¼NW¼.
T. 17 S., R. 23 E.,
Sec. 25, N½NE¼, SW¼NE¼.
T. 16 S., R. 24 E.,
Sec. 25, NW¼;
Sec. 35, all.
T. 17 S., R. 24 E.,
Sec. 8, E½;
Sec. 17, E½;
Sec. 28, S½SW¼;
Sec. 29, S½SE¼;
Sec. 30, lots 1, 3, E½NW¼, NE¼SW¼.
T. 18 S., R. 24 E.,
Sec. 11, SE¼SE¼.
T. 20 S., R. 24 E.,
Sec. 1, S½N½, E½SE¼;
Sec. 23, N½.
T. 5 S., R. 25 E.,
Sec. 25, W½.
T. 18 S., R. 25 E.,
Sec. 1, lot 1, SE¼NE¼;
Sec. 8, SE¼;
Sec. 9, SW¼.
T. 19 S., R. 25 E.,
Sec. 6, S½SE¼;
Sec. 19, lots 1, 2;
Sec. 30, lots 3, 4, E½SW¼.
T. 20 S., R. 25 E.,
Sec. 5, S½NW¼, SW¼NE¼;
Sec. 6, lots 1, 2, 3, NW¼SW¼, SE¼NW¼,
S½NE¼;
Sec. 9, N½;

Sec. 21, NE¼;
Sec. 22, W½NW¼.
T. 25 S., R. 26 E.,
Sec. 8, SW¼NE¼, N½SE¼, SE¼SE¼.
T. 12 S., R. 29 E.,
Sec. 10, SW¼.
T. 22 S., R. 29 E.,
Sec. 34, all.
T. 11 S., R. 30 E.,
Sec. 30, lots 1, 2, 3, 4, E½W½, NE¼NE¼,
S½NE¼, N½SE¼, SW¼SE¼.

No applications for these lands may be allowed under the homestead, small tract, desert-land or any other non-mineral public-land laws unless the lands have already been classified as valuable or suitable for such type of application, or shall be so classified upon consideration of an application. Most of the lands are primarily suitable for grazing. Each application filed on these lands will be considered on its merits.

This order shall not otherwise become effective to change the status of such lands until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, and selection as follows:

(a) *Ninety-one day period for preference-right filings.* For a period of 91 days, commencing at the hour and on the day specified above, the public lands affected by this order shall be subject only to (1) application under the homestead or the desert-land laws or the Small Tract Act of June 1, 1938, 52 Stat. 609 (43 U. S. C. 682a), as amended, by qualified veterans of World War II and other qualified persons entitled to preference under the act of September 27, 1944, 58 Stat. 747 (43 U. S. C. 279-284), as amended, subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications under subdivision (1) of this paragraph shall be subject to applications and claims of the classes described in subdivision (2) of this paragraph. All applications filed under this paragraph either at or before 10:00 a. m. on the 35th day after the date of this order shall be treated as though filed simultaneously at that time. All applications filed under this paragraph after 10:00 a. m. on the said 35th day shall be considered in the order of filing.

(b) *Date for non-preference-right filings.* Commencing at 10:00 a. m. on the 126th day after the date of this order, any lands remaining unappropriated shall become subject to such application, petition, location, selection, or other appropriation by the public generally as may be authorized by the public-land laws. All such applications filed either at or before 10:00 a. m. on the 126th day after the date of this order, shall be treated as though filed simultaneously at the hour specified on such 126th day. All applications filed thereafter shall be considered in the order of filing.

A veteran shall accompany his application with a complete photostatic, or other copy (both sides), of his certificate of honorable discharge, or of an official

document of his branch of the service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claims. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the Land Office, Post Office Building, Santa Fe, New Mexico, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations, and applications under the desert-land laws and the said Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the Manager, Land Office, Post Office Building, Santa Fe, New Mexico.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-4777; Filed, June 23, 1954;
8:47 a. m.]

NEW MEXICO

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JUNE 15, 1954.

An application, serial number New Mexico 012317, for the withdrawal from location, sale and entry, under the General Mining laws of the lands described below was filed on June 29, 1953, by United States Department of Agriculture.

The purposes of the proposed withdrawal: Administrative sites or recreation areas.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, New Mexico, Bureau of Land Management, Department of the Interior, at P. O. Box 1251, Santa Fe, New Mexico. In case any objection is filed and the nature of the opposition in such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the applica-

tion is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN Aqua Piedra Winter Sports Area

T. 22 N., R. 13 E.,
Sec. 14, lots 2, 3, 4, and those portions of SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ within the Santa Barbara Grant Survey;
Sec. 23, lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, including that portion of the N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ within the Santa Barbara Grant Survey;
Sec. 24, lot 2 and that portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ within the Santa Barbara Grant Survey.

Total area: 305 acres more or less.

Capulin, La Sombra and Cave Recreation Area

T. 25 N., R. 14 E.,
Sec. 29, S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 30, N $\frac{1}{2}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$.

Total area: 150 acres.

Comales Forest Camp

T. 22 N., R. 13 E.,
Sec. 7, lot 1 and those portions of the W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ located within the Santa Barbara Grant Survey;
Sec. 8, That portion of the W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ located within the Santa Barbara Grant Survey.

Total area: 110 acres more or less.

Divisadero Peak Picnic Ground

T. 25 N., R. 13 E.,
Sec. 14, S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 23, N $\frac{1}{2}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area: 40 acres.

Eagle Rock Forest Camp

T. 29 N., R. 13 E. (unsurveyed),
Sec. 33, SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Total area: 40 acres.

Elephant Rock Forest Camp

T. 29 N., R. 14 E.,
Sec. 33, SW $\frac{1}{4}$ NE $\frac{1}{4}$.

Total area: 40 acres.

Flechado Forest Camp

T. 22 N., R. 13 E.,
Sec. 10, lot 4 and those portions of the S $\frac{1}{2}$ SE $\frac{1}{4}$ located within the Santa Barbara Grant Survey.

Total area: 80 acres more or less.

Forest Camp B—Cuchillo del Medio

T. 27 N., R. 13 E.,
Sec. 23, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$.

Total area: 60 acres.

Goat Hill Forest Camp

T. 28 N., R. 13 E.,
Sec. 3, SE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$.

Total area: 40 acres.

June Bug Mill Forest Camp

T. 29 N., R. 14 E.,
Sec. 34, SE $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area: 40 acres.

La Bobita Forest Camp

T. 29 N., R. 14 E.,
Sec. 32, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$.

Total area: 40 acres.

Lcroux and Twinning Forest Camp

T. 27 N., R. 14 E. (unsurveyed),
Sec. 4, S $\frac{1}{2}$ S $\frac{1}{2}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 5, SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 8, N $\frac{1}{2}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, except .52 acres in conflict with HES 82;
Sec. 9, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$.

Total area: 163.48 acres.

Lower Hondo Forest Camp A

T. 27 N., R. 13 E.,
Sec. 27, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area: 40 acres.

Mallette Canyon Public Service Site

T. 29 N., R. 14 E.,
Sec. 24, unsurveyed, SE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 25, NW $\frac{1}{4}$ NW $\frac{1}{4}$ NE, E $\frac{1}{2}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, except area in conflict with Ethel Lode and Mary Ann Lode Mining Claims;
Sec. 36, NE $\frac{1}{4}$ NW $\frac{1}{4}$, excepting that portion in conflict with Ethel Lode Mining Claim, lots 1 and 2, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area: 350 acres more or less.

Manzanita Forest Camp C

T. 27 N., R. 13 E.,
Sec. 13, SE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, excepting approximately 16.40 acres of private land.

Total area: 53.60 acres.

Santa Barbara Forest Camp

T. 22 N., R. 12 E. (unsurveyed),
Sec. 36, E $\frac{1}{2}$ E $\frac{1}{2}$ SE $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$;

T. 22 N., R. 13 E.,

Sec. 31, W $\frac{1}{2}$ SW $\frac{1}{4}$.

Total area: 160 acres.

Taos Canyon Recreation Area

T. 25 N., R. 13 E.,
Sec. 22, S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 23, N $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Sec. 27, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$.

Total area: 230 acres.

Trucha Vista Point

T. 21 N., R. 11 E. (unsurveyed),
Sec. 18, SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$.

Total area: 20 acres.

Jicarilla Ranger Station

T. 29 N., R. 4 W.,
Sec. 1, Metes and bounds description, as follows: Beginning at northeast corner, whence a line bears S. 57° 29' W., 27.85 chains, to Corner No. 1 of HES 281; thence S. 51° 41' E., 20.01 chains to Corner No. 2 of HES 231; thence S. 38° 19' W., 79.78 chains to Corner No. 3 of HES 231; thence East 58.76 chains to the forest boundary; thence North 10.52 chains to section corner common to Secs. 1 and 12, T. 29 N., R. 4 W.; thence N. 0° 04' W., 39.79 chains to the east quarter corner of Sec. 1; thence N. 0° 39' W., 39.79 chains to point of beginning.

Total area: 244 acres.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-4778; Filed, June 23, 1954;
8:48 a. m.]

NEW MEXICO

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JUNE 15, 1954.

An application, serial number New Mexico 012318, for the withdrawal from

location, sale and entry, under the General Mining Laws of the lands described below was filed on June 29, 1953, by United States Department of Agriculture.

The purposes of the proposed withdrawal: Administrative sites or recreation areas.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, New Mexico, Bureau of Land Management, Department of the Interior at P. O. Box 1251, Santa Fe, New Mexico. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

NEW MEXICO PRINCIPAL MERIDIAN

Ben Lilly Recreation Area

T. 10 S., R. 17 W. (unsurveyed),
Sec. 33, $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}SE\frac{1}{4}$,
 $S\frac{1}{2}NW\frac{1}{4}SE\frac{1}{4}$, $NW\frac{1}{4}SW\frac{1}{4}SE\frac{1}{4}$, $E\frac{1}{2}SE\frac{1}{4}$
 $SW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}SW\frac{1}{4}$;
Sec. 34, $SW\frac{1}{4}SW\frac{1}{4}NW\frac{1}{4}$, $NW\frac{1}{4}NW\frac{1}{4}SW\frac{1}{4}$.
Total area: 110 acres.

Ben Lilly Monument Recreation Area

T. 16 S., R. 14 W.,
Sec. 24, $E\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}SE\frac{1}{4}$.
Total area: 40 acres.

Camp Tuff Moses Recreation Area (Boy Scout Camp)

T. 15 S., R. 13 W.,
Sec. 27, $SW\frac{1}{4}SW\frac{1}{4}$;
Sec. 34, $E\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$.
Total area: 80 acres.

Glenwood Ranger Station Administrative Site

T. 11 S., R. 20 W.,
Sec. 26, lot 6;
Sec. 27, lot 5;
Sec. 34, $NE\frac{1}{4}NE\frac{1}{4}$.
Total area: 114.73 acres.

Indian Creek Recreation Area

T. 10 S., R. 17 W. (unsurveyed),
Sec. 28, $SW\frac{1}{4}SW\frac{1}{4}$;
Sec. 29, $S\frac{1}{2}S\frac{1}{2}SE\frac{1}{4}$, $S\frac{1}{2}SE\frac{1}{4}SW\frac{1}{4}$;
Sec. 32, $N\frac{1}{2}N\frac{1}{2}NW\frac{1}{4}$, $N\frac{1}{2}NW\frac{1}{4}NE\frac{1}{4}$.
Total area: 160 acres.

Iron Creek Forest Camp Recreation Area

T. 16 S., R. 9 W.,
Sec. 18, $S\frac{1}{2}SE\frac{1}{4}$;
Sec. 17, $W\frac{1}{2}SW\frac{1}{4}SW\frac{1}{4}$;
Sec. 19, $N\frac{1}{2}N\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$;
Sec. 20, $NW\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$.
Total area: 130 acres.

Little Dry Forest Camp Recreation Area

T. 13 S., R. 19 W.,
Sec. 8, $S\frac{1}{2}SE\frac{1}{4}NE\frac{1}{4}$, $N\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$.
Total area: 40 acres.

Little Walnut Picnic Ground Recreation Area

T. 17 S., R. 14 W.,
Sec. 3, $S\frac{1}{2}SE\frac{1}{4}$, $S\frac{1}{2}N\frac{1}{2}SE\frac{1}{4}$;
Sec. 10, $N\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$.
Total area: 160 acres.

Negrito Tower Picnic Ground Recreation Area

T. 10 S., R. 17 W.,
Sec. 2, $S\frac{1}{2}S\frac{1}{2}SE\frac{1}{4}$.
Total area: 40 acres.

Pine Flat Recreation Area

T. 15 S., R. 13 W.,
Sec. 29, $NW\frac{1}{4}NW\frac{1}{4}$.
Total area: 40 acres.

Signal Peak Administrative Site

T. 16 S., R. 13 W.,
Sec. 15, $NE\frac{1}{4}NW\frac{1}{4}$.
Total area: 40 acres.

Snow Creek Administrative Site

T. 15 S., R. 14 W. (unsurveyed),
Sec. 18, $SW\frac{1}{4}NE\frac{1}{4}$.
Total area: 40 acres.

Southwestern Baptist Association, Inc., Organization Camp (Recreation Area)

T. 11 S., R. 20 W.,
Sec. 23, lots 6 and 9.
Total area: 71.12 acres.

Upper and Lower Black Canyon Campground Recreation Area

T. 13 S., R. 11 W.,
Sec. 7, lots 1 and 2.
T. 13 S., R. 12 W.,
Sec. 12, $S\frac{1}{2}N\frac{1}{2}NE\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}$.
Total area: 206.44 acres.

White Creek Administrative Site

T. 12 S., R. 16 W. (unsurveyed),
Sec. 1, $E\frac{1}{2}SW\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$.
Total area: 160 acres.

Whitewater Forest Camp Recreation Area

T. 11 S., R. 19 W.,
Sec. 6, lots 14, 15, 18 and 19.
Total area: 155.05 acres.

Willow Creek Administrative Site

T. 10 S., R. 17 W. (unsurveyed),
Sec. 34, $E\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, $SE\frac{1}{4}NW\frac{1}{4}$, $S\frac{1}{2}NE\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$.
Total area: 110 acres.

Willow Creek Recreation Area

T. 10 S., R. 17 W. (unsurveyed),
Sec. 34, $E\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$,
 $SE\frac{1}{4}NW\frac{1}{4}NE\frac{1}{4}$, $NE\frac{1}{4}NE\frac{1}{4}$;
Sec. 35, $N\frac{1}{2}NW\frac{1}{4}NW\frac{1}{4}$;
Sec. 26, $W\frac{1}{2}SW\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}NW\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}$, $N\frac{1}{2}SE\frac{1}{4}NW\frac{1}{4}$.
Total area: 250 acres.

Wright's Cabin Forest Camp Recreation Area

T. 16 S., R. 9 W.,
Sec. 16, $SE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}$, $E\frac{1}{2}NE\frac{1}{4}SW\frac{1}{4}$, $S\frac{1}{2}SW\frac{1}{4}NE\frac{1}{4}$, $SW\frac{1}{4}SE\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}$, $NW\frac{1}{4}SE\frac{1}{4}$.
Total area: 120 acres.

E. R. SMITH,
State Supervisor.

[F. R. Doc. 54-4779; Filed, June 23, 1954;
8:48 a. m.]

SOUTH DAKOTA

NOTICE OF PROPOSED WITHDRAWAL AND RESERVATION OF LANDS

JUNE 16, 1954.

An application, serial number BLM (SD) 035543, for the withdrawal from all forms of appropriation under the public land laws, including mining and mineral leasing laws of the lands described below was filed on September 23, 1953, by the Department of the Army.

The purposes of the proposed withdrawal: For the operation and maintenance of the Fort Randall Dam and Reservoir Project, South Dakota.

For a period of thirty days from the date of publication of this notice, persons having cause to object to the proposed withdrawal may present their objections in writing to the State Supervisor, Bureau of Land Management, Department of the Interior at Billings, Montana. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where proponents of the order can explain its purpose.

The determination of the Secretary on the application will be published in the FEDERAL REGISTER, either in the form of a public land order or in the form of a notice of determination if the application is rejected. In either case, a separate notice will be sent to each interested party of record.

The lands involved in the application are:

SOUTH DAKOTA

Sixth Principal Meridian;

T. 96 N., R. 67 W.,
Sec. 23: Lot 4.

Fifth Principal Meridian;

T. 101 N., R. 70 W.,
Sec. 30: Lot 4, $NE\frac{1}{4}NW\frac{1}{4}$,
Sec. 31: Lot 2.
T. 104 N., R. 73 W.,
Sec. 26: Lot 1.

The areas described aggregate 82.61 acres.

R. D. NIELSON,
State Supervisor.

[F. R. Doc. 54-4772; Filed, June 23, 1954;
8:46 a. m.]

Office of the Secretary

ARIZONA

NOTICE FOR FILING OBJECTIONS TO WITHDRAWAL OF PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE AIR FORCE FOR MILITARY PURPOSES; REVOKING IN PART EXECUTIVE ORDER NO. 2131 OF JANUARY 30, 1915¹

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of

¹ See Title 43, Chapter I, Appendix, PLO 976, *supra*.

the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified or let stand will be given to all interested parties of record and the general public.

ORME LEWIS,
Assistant Secretary of the Interior.

JUNE 18, 1954.

[F. R. Doc. 54-4771; Filed, June 23, 1954;
8:45 a. m.]

DEPARTMENT OF AGRICULTURE

Office of the Secretary

MISSISSIPPI

DESIGNATION OF AREA FOR PRODUCTION EMERGENCY LOANS

For the purpose of making loans pursuant to section 2 (a) of Public Law 38, 81st Congress, it is found that in Yalobusha County, Mississippi, a production disaster has caused a need for agricultural credit not readily available from commercial banks, cooperative lending agencies, or other responsible sources.

After December 31, 1954, loans under section 2 (a) of Public Law 38, 81st Congress, will not be made in Yalobusha County, Mississippi, except to borrowers who previously received such assistance.

Done at Washington, D. C., this 21st day of June 1954.

[SEAL] TRUE D. MORSE,
Acting Secretary.

[F. R. Doc. 54-4788; Filed, June 23, 1954;
8:50 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. 6672]

NORTHWEST AIRLINES, INC., AND EASTERN
AIRLINES, INC.; INTERCHANGE PROPOSAL

NOTICE OF HEARING

In the matter of the joint application of Northwest Airlines, Inc., and Eastern Air Lines, Inc., for approval under section 412 and, if such approval is necessary, under section 408 of the Civil Aeronautics Act of 1938, as amended, of an agreement relating to through-plane service between Minneapolis-St. Paul and Miami via intermediate points.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, that a hearing in the above-entitled proceeding is assigned to be held on July 7, 1954, at 10:00 a. m., e. d. s. t., in room E-210, Temporary Building No. 5, Sixteenth Street and Constitution

No. 122—4

Avenue NW., Washington, D. C., before Examiner Walter W. Bryan.

Dated at Washington, D. C., June 21, 1954.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F. R. Doc. 54-4809; Filed, June 23, 1954;
8:53 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8258, 8753; FCC 54-775]

TEXAS STAR BROADCASTING CO. AND KTRH
BROADCASTING CO.

ENLARGEMENT OF ISSUES

In re applications of Roy Hofheinz and W. N. Hooper, d/b as Texas Star Broadcasting Company, Dallas, Texas, Docket No. 8258, File No. BP-5820; KTRH Broadcasting Company (KTRH), Houston, Texas, Docket No. 8753, File No. BP-6525; for construction permits.

In the Commission's order released April 14, 1954 (Mimeo 3588), the last paragraph on page 2 should be changed to read as follows:

It is ordered, That the petition for relief filed by KTRH Broadcasting Company is dismissed as moot and that the petition of Chief, Broadcast Bureau, FCC for enlargement of issues is granted and the issues set forth in the memorandum opinion and order adopted on September 18, 1953 herein are amended to renumber issues 4, 5, 6 as 5, 6, 7 and to include the following issue:

4. To determine if the operation proposed in the above-entitled application of KTRH Broadcasting Company would involve radiations in excess of those permitted in re. Proposed Agreement between United States and Canada respecting Assignment of Class II Standard Broadcast Stations to clear channels (Docket No. 10453).

Adopted: June 17, 1954.

Released: June 21, 1954.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4801; Filed, June 23, 1954;
8:52 a. m.]

[Docket Nos. 8739, 11070, 11071, 11072, 11073,
11074; FCC 54-741]

MATHESON RADIO CO., INC., ET AL.

ORDER DESIGNATING APPLICATION FOR CON- SOLIDATED HEARING ON STATED ISSUES

In re applications of Matheson Radio Company, Inc., Boston, Massachusetts, Docket No. 8739, File No. BPCT-248; Greater Boston Television Corporation, Inc., Boston, Massachusetts, Docket No. 11070, File No. BPCT-1657; Columbia Broadcasting System, Inc., Boston, Massachusetts, Docket No. 11071, File No. BPCT-1707; Massachusetts Bay Telecasters, Incorporated, Boston, Massachusetts, Docket No. 11072, File No.

BPCT-1844; Allen B. DuMont Laboratories, Inc., Boston, Massachusetts, Docket No. 11073, File No. BPCT-1854; Post Publishing Company, Boston, Massachusetts, Docket No. 11074, File No. BPCT-1861; for construction permits for new television stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 5 in Boston, Massachusetts; and

It appearing that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-named applicants were advised by letters of the fact that their applications were mutually exclusive, of the necessity for a hearing and of all objections to their applications; and were given an opportunity to reply; and

It further appearing that Columbia Broadcasting System, Inc., is now the licensee or permittee of three television stations, the owner of minority interests in two television stations, the owner of a minority interest in the applicant for one television station, and the applicant for another television station in addition to the instant application; that the application of Columbia Broadcasting System, Inc. was filed prior to the amendment, on January 4, 1954, of § 3.636 of the Commission's rules; that on January 4, 1954, pursuant to footnote 10 of the Commission's report and order in Docket No. 8967 amending § 3.636, Columbia Broadcasting System, Inc. filed a request for waiver of §§ 1.361 (c) and 1.362 of the Commission's rules and for permission to remain in this proceeding as one of the competing applicants; and

It further appearing that footnote 10, upon which Columbia Broadcasting System, Inc. relies constitutes a reasonable exercise of the Commission's discretionary authority to waive its rules; that the relief afforded is procedural only and is justified where the parties to which it applies have filed applications and expended resources in the prosecution thereof in reliance upon the television multiple ownership rule (§ 3.636) prior to its amendment, and where the public interest criteria limiting ownership and control of television stations, as expressed in the amended § 3.636, are protected by conditions in the footnote which assure that, by divestment if necessary, an applicant benefiting from the relief afforded shall not thereby hold interests in television stations in excess of the number now permitted by § 3.636; and

It further appearing, that the application of Columbia Broadcasting System, Inc., was filed in reliance upon the fact that the interests of Columbia Broadcasting System, Inc., in two television

stations were minority interests and that § 3.636, before amendment, contained no specific provision with reference to such minority interests; that said applications of Columbia Broadcasting System, Inc., prior to the amendment of § 3.636, had not been found defective under § 1.361 (c) or inconsistent under § 1.362 of the rules; that Columbia Broadcasting System, Inc. has gone to considerable expense and engaged in extensive preparations in connection with the instant application in reliance upon the policy prevailing before the amendment of § 3.636, and has stated that if successful in the instant comparative proceeding, it will accept a construction permit conditioned upon its divestment of such other interests as may be necessary to bring its holdings within the limits imposed by § 3.636 of the rules, and will effect such divestment promptly so that the grant of a license conditioned on divestment and the compliance with such condition will cause no delay whatever in the commencement of television service thereunder; and that upon consideration of said request for waiver, the Commission is of the opinion that said request should be granted and that Columbia Broadcasting System, Inc. should be permitted to compete with the other applicants herein for Channel 5 assigned to Boston, Massachusetts. (In re Applications of St. Louis Telecast, Inc., et al., FCC 54-482); and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the replies to the above letters, the Commission finds that under section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory; and that Matheson Radio Company, Inc., Greater Boston Television Corporation, Inc., Columbia Broadcasting System, Inc., and Massachusetts Bay Telecasters, Incorporated, are legally, financially and technically qualified to construct, own and operate a television broadcast station, but that questions are raised concerning other qualifications of Columbia Broadcasting System, Inc., to construct, own and operate a television broadcast station; that Allen B. DuMont Laboratories, Inc., and Post Publishing Company are legally and financially qualified to construct, own and operate a television broadcast station, and are technically so qualified except as to issue "1" below;

It is ordered, That the request of Columbia Broadcasting System, Inc., for waiver of §§ 1.361 (c) and 1.362 of the Commission's rules is granted.

It is further ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 10:00 a. m. on the 16th day of July 1954, in Washington, D. C., upon the following issues:

1. To determine whether the installation and operation of the stations proposed by Allen B. DuMont Laboratories, Inc., and Post Publishing Company in the above-entitled applications would constitute a hazard to air navigation.

2. To determine the stock ownership and management interests of Columbia

Broadcasting System, Inc., in existing television broadcast stations and in applicants for television broadcast stations.

3. To determine whether, in the light of the evidence adduced at the hearing with respect to issue "2", a grant of the application of Columbia Broadcasting System, Inc., would be consistent with the provisions of § 3.636 of the Commission's rules and with its policies concerning the ownership of interests, minority and majority, by one party in more than five television stations.

4. To determine on a comparative basis which of the operations proposed in the above-entitled applications would best serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences among the applications as to:

(a) The background and experience of each of the above-named applicants having a bearing on its ability to own and operate the proposed television station.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-entitled applications.

It is further ordered, That the issues in the above-entitled proceeding may be enlarged by the Examiner, on his own motion, or on petition properly filed by a party to the proceeding and upon sufficient allegations of fact in support thereof, by the addition of the following issue: To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: June 21, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4802; Filed, June 23, 1954;
8:52 a. m.]

[Docket Nos. 10638, 10639, 10640; FCC
54-771]

DORSEY EUGENE NEWMAN ET AL.

ORDER ENLARGING ISSUES

In re application of Dorsey Eugene Newman, Hartselle, Alabama, Docket No. 10638, File No. BP-8334; Radio Atlanta, Incorporated (WERD), Atlanta, Georgia, Docket No. 10639, File No. BP-8569; WDMG, Incorporated (WDMG), Douglas, Georgia, Docket No. 10640, File No. BP-8648; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of June 1954;

The Commission having under consideration its order of August 12, 1953, designating the above applications for hearing and a petition filed March 19, 1954, by Chief, Broadcast Bureau, for Enlargement of Issues to include an issue with respect to comparison of the

proposed services by the above-named applicants; and

It appearing that no opposition to the Broadcast Bureau's petition has been filed; and

It further appearing that the petition to enlarge requests the addition of the standard comparative issue normally specified by the Commission in comparative broadcast hearings, that the issue was inadvertently omitted from the order of August 12, 1953, designating the above applications for comparative hearing, that the requested additional issue is necessary to a proper disposition of this proceeding, and that, therefore, good cause exists for granting the Broadcast Bureau's petition and adding the comparative issue at this time;

It is ordered, That the petition is granted and that the following issue be added to the issues set forth in our order dated August 12, 1953;

To determine, on a comparative basis, which of the operations proposed in the above-entitled applications would better serve the public interest, convenience and necessity in the light of the evidence adduced under the foregoing issues and the record made with respect to the significant differences between the applicants as to:

(a) The background and experience of each of the above-named parties having a bearing on its ability to own and operate the proposed stations.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed stations.

(c) The programming service proposed in each of the above-named applications.

Released: June 21, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4803; Filed, June 23, 1954;
8:52 a. m.]

[Docket Nos. 11068, 11069; FCC 54-740]

ARLINGTON-FAIRFAX BROADCASTING CO.,
INC., AND WASHINGTON METROPOLITAN
TELEVISION CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Arlington-Fairfax Broadcasting Company, Incorporated, Arlington, Virginia, Docket No. 11068; File No. BPCT-1517; Washington Metropolitan Television Corporation, Washington, D. C., Docket No. 11068, File No. BPCT-1517; Washington permits for new television stations.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

The Commission having under consideration the above-entitled applications, each requesting a construction permit for a new television broadcast station to operate on Channel 20 in Arlington, Virginia, and Washington, D. C., respectively; and

It appearing that the above-entitled applications are mutually exclusive in that operation by more than one applicant would result in mutually destructive interference; and

It further appearing that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-named applicants were advised by letters of the fact that their applications were mutually exclusive, of the necessity for a hearing and of all objections to their applications; and were given an opportunity to reply; and

It further appearing, that upon due consideration of the above-entitled applications, the amendments filed thereto, and the replies to the above letters, the Commission finds that under section 309 (b) of the Communications Act of 1934, as amended, a hearing is mandatory; and that each of the above-named applicants is legally, financially and technically qualified to construct, own and operate a television broadcast station; and

It further appearing, that the application of Arlington-Fairfax Broadcasting Company, Incorporated proposes an antenna location in the vicinity of the antenna of standard broadcast station WARL; that the installation and operation of the television antenna as proposed is possible and feasible without adversely affecting the ability of Station WARL to operate in accordance with the terms of its license, but that appropriate proof thereof should be submitted after installation and operation of the proposed antenna; and that a grant, if made, of this application should be subject to the following condition: "That the construction authorized herein shall have no adverse effect on the operation of standard broadcast station WARL, particularly with respect to its antenna system, and that sufficient field intensity measurements shall be made of Station WARL before and after construction of the antenna authorized herein to prove that no material effect on the operation of WARL has resulted.";

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the above-entitled applications are designated for hearing in a consolidated proceeding to commence at 10:00 a. m. on the 16th day of July 1954, in Washington, D. C., upon the following issue: To determine on a comparative basis which of the operations proposed in the above-entitled applications would better serve the public interest, convenience and necessity in the light of the record made with respect to the significant differences between the applications as to:

(a) The background and experience of each of the above-named applicants having a bearing on its ability to own and operate the proposed television station.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-entitled applications.

It is further ordered, That the issues in the above-entitled proceeding may be enlarged by the Examiner, on his own motion or on petition properly filed by a party to the proceeding and upon sufficient allegations of fact in support thereof, by the addition of the following issued: To determine whether the funds available to the applicant will give reasonable assurance that the proposals set forth in the application will be effectuated.

Released: June 18, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4804; Filed, June 23, 1954;
8:52 a. m.]

[Docket No. 11075; FCC 54-745]

COLORADO CITY BROADCASTING Co.
(KVMC)

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Eldon B. Mahon and John B. Mahon, a partnership d/b as Colorado City Broadcasting Company (KVMC), Colorado City, Texas, Docket No. 11075, File No. BP-9137; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

The Commission having under consideration the above-entitled application for construction permit to increase the power of Station KVMC, Colorado City, Texas from 500 watts to 1,000 watts;

It appearing that the applicant is legally, technically, financially and otherwise qualified to operate the proposed station, but that the proposed operation may cause interference to Station KWOE, Clinton, Oklahoma; and

It further appearing that pursuant to section 309 (b) of the Communications Act of 1934, as amended, the subject applicant was advised by letter dated April 22, 1954, of the aforementioned deficiency and that the Commission was unable to conclude that a grant of application would be in the public interest; and

It further appearing that the applicant filed a reply dated May 12, 1954; and

It further appearing that the Western Oklahoma Broadcasting Company, licensee of Station KWOE, Clinton, Oklahoma, filed a letter dated May 20, 1954, in which it requested that the subject application be designated for hearing and that it be made a party thereto; and

It further appearing that the Commission, after consideration of the replies, is of the opinion that a hearing is necessary;

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the said application is designated for hearing, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station, and the availability of other primary service to such areas and populations.

2. To determine whether the operation of the proposed station would involve objectionable interference with Station KWOE, Clinton, Oklahoma, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other primary service to such areas and populations.

3. To determine whether in light of the evidence adduced pursuant to the foregoing issues the operation proposed by the Colorado City Broadcasting Company would serve the public interest, convenience and necessity.

It is further ordered, That the Western Oklahoma Broadcasting Company, licensee of Station KWOE, Clinton, Oklahoma, is made a party to the proceeding.

Released: June 18, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4805; Filed, June 23, 1954;
8:53 a. m.]

[Docket Nos. 11076, 11077; FCC 54-746]

SOUTHERN INDIANA BROADCASTERS, INC.,
AND MT. VERNON BROADCASTING Co.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Southern Indiana Broadcasters, Inc., Newburgh, Indiana, Docket No. 11076, File No. BP-9063; Henry C. Sanders and Norman Hall d/b as Mt. Vernon Broadcasting Co., Mt. Vernon, Indiana, Docket No. 11077, File No. BP-9124; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

The Commission having under consideration the above-entitled application of Southern Indiana Broadcasters, Inc. for a new standard broadcast station to operate on 1590 kc, with a power of 500 watts daytime only at Newburgh, Indiana; and the above-entitled application of Mt. Vernon Broadcasting Co. for a new standard broadcast station to operate on 1590 kc, with a power of 500 watts daytime only at Mt. Vernon, Indiana; and

It appearing that pursuant to section 309 (b) of the Communications Act of 1934, the Commission in a letter dated March 25, 1954, advised both applicants that operation of both stations as proposed would result in mutually destructive interference with each other, and that, accordingly, both applications could not be granted, and that it appeared that the two applications must be designated for comparative hearing; and

It further appearing that Southern Indiana Broadcasters, Inc., filed a reply dated April 22, 1954, stating its intention to appear at such a hearing; and

It further appearing that Mt. Vernon Broadcasting Co. filed a reply dated

April 21, 1954, recognizing the necessity of said hearing; and

It further appearing that the Commission, after consideration of the replies is of the opinion that a hearing is mandatory;

It is ordered, That pursuant to section 309 (b) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine, on a comparative basis, which of the operations proposed in the above-entitled applications would better serve the public interest, convenience or necessity in the light of the evidence adduced and the record made with respect to the significant differences between the two applicants as to:

(a) The background and experience of each of the above-named applicants to own and operate the proposed stations.

(b) The proposals of each of the above-named applicants with respect to the management and operation of the proposed station.

(c) The programming service proposed in each of the above-mentioned applications.

Released: June 18, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

[F. R. Doc. 54-4806; Filed, June 23, 1954;
8:53 a. m.]

[Docket No. 11080; FCC 54-755]

CERTAIN AERONAUTICAL FIXED STATIONS IN ALASKA

ORDER TO SHOW CAUSE

In the matter of modification of licenses of certain aeronautical fixed stations in the Territory of Alaska to delete the frequencies 4650, 5622.5 and 5662.5 kc and add in lieu thereof 4645, 5122.5 and 5310 kc.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of June 1954;

The Commission, having under consideration the matter of bringing into use certain frequency bands pursuant to the Atlantic City Table of Frequency Allocations; and

It appearing that on May 13, 1953, the Commission adopted an order in Docket No. 10502 directing certain licensees of aeronautical fixed stations in Alaska to show cause why their licenses or permits should not be modified so as to delete authority to operate on 4650, 5622.5, 5652.5 and 5662.5 kc in the aeronautical fixed service. Several of the licensees concerned did show good cause why such action would not be in the best interests of the public. Based on the reasons set forth by the Respondents, the Commission considers it desirable to modify its original proposal in some respects; and

It further appearing that operations on the frequencies 4650, 5622.5 and

5662.5 kc by aeronautical fixed stations in the Territory of Alaska are not in accordance with the Atlantic City Table of Frequency Allocations and, in many cases, are capable of causing harmful interference to stations in the aeronautical enroute service operating on frequencies which are in accordance with that table; and

It further appearing that the frequencies 4645, 5122.5 and 5310 kc are now or can be made available for assignment to aeronautical fixed stations in the Territory of Alaska and are in accordance with the Atlantic City Table of Frequency Allocations for that service; and

It further appearing that in order to carry out the provisions of the Geneva Agreement in an orderly and effective manner, it is proposed to have those aeronautical fixed stations, listed in Annexes I, II and III below, now authorized to operate on 4650, 5622.5 or 5662.5 kc move to 5310, 4645 or 5122.5 kc, respectively, in lieu of their present frequency. Thus, operations now on 4650 kc would move to 5310 kc, those on 5622.5 kc would move to 4645 kc and those on 5662.5 kc would move to 5122.5 kc. The powers and emissions authorized on the new frequency would, in each case, be the same as those now authorized for the frequency to be deleted; and

It further appearing that it would be helpful to the Commission in reaching an ultimate decision with respect to frequency matters in Alaska if the licensees concerned in this proceeding would submit comments with respect to (1) the acceptability of the plan contained herein and (2) the most practicable date, prior to May 1, 1955, on which to bring this plan into effect; and

It further appearing that in many instances, licensees affected by this order will also be affected by the notice of proposed rule making in Docket No. 11079, adopted the same date as this order, which proposes to amend Part 9 of the Commission's rules in such a manner as to bring the intra-Alaska aeronautical mobile enroute service into conformity with the Atlantic City Table of Frequency Allocations. In such cases, it would appear desirable for the licensee to consider both proposals in preparing his comments to the Commission on either proposal;

It is ordered, That pursuant to section 316 of the Communications Act of 1934, as amended, those licensees listed in Annexes I, II and III below, are directed to show cause, on or before July 21, 1954, why their licenses should not be modified as of a mutually acceptable date prior to May 1, 1955, so as to effect the changes indicated in the annexes below.

Released: June 21, 1954.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] MARY JANE MORRIS,
Secretary.

ANNEX I

The assignments listed below on 4650 kc will be moved to 5310 kc on a date to be later specified.

A multiple listing for the same call sign and location indicates that more than one type of emission is authorized.

	BETMER HOWARD
4650	KWA85 MARSHALL
	CORDOVA AIR LINES, INC.
4650	KWY40 OHISANA
4650	KWVD74 OHITINA
4650	KWVD65 CORDOVA
4650	KWVD64 VALDEZ
	NORTHERN CONSOLIDATED AIRLINES, INC.
4650	KWV200
4650	KWZ200
	PACIFIC NORTHERN AIRLINES, INC.
4650	KWD71 KODIAK
	RAINY PASS LODGE
4650	KWA21 PUNTILLA LAKE
	ALASKA AVIATION RADIO, INC.
4650	KWVC99 ANCHORAGE
4650	KWVC99 ANCHORAGE
4650	KWVD86 ANCHORAGE
4650	KWVD86 ANCHORAGE
	BYERS AIRWAYS, INC.
4650	KXB20 MANLEY HOT SPRINGS

ANNEX II

The assignments listed below on 5622.5 kc will be moved to 4645 kc on a date to be later specified.

A multiple listing for the same call sign and location indicates that more than one type of emission is authorized.

ALASKA AERONAUTICS & COMMUNICATIONS COMMISSION

5622.5	KWVD40	AFOGNAK
5622.5	KWVD62	AKUTAN
5622.5	KWVD82	ALITAK
5622.5	KXA60	ALLAKAKEET
5622.5	KWV84	ANDREAFSKI
5622.5	KWY78	ANGON
5622.5	KWV83	ANIK
5622.5	KXA66	BARANOFF
5622.5	KXA31	BELKOFSKI
5622.5	KWVD42	BELL ISLAND
5622.5	KWZ74	BOUNDARY
5622.5	KWVD43	CAPE POLE
5622.5	KWY76	CHALKYITSIK
5622.5	KWVD45	CHICAGOFF
5622.5	KWB69	CHIOKEN
5622.5	KWO69	COBOL
5622.5	KWZ77	CROOKED CREEK
5622.5	KXA33	DAN CREEK
5622.5	KWZ76	DERING
5622.5	KWVD48	ELFIN COVE
5622.5	KWE63	EXCURSION INLET
5622.5	KXA30	FANSHAW
5622.5	KWE28	FISH BAY
5622.5	KWO76	FLAT
5622.5	KWVD60	FUNTER
5622.5	KWE84	GODDARD
5622.5	KWB62	GUSTAVUS
5622.5	KWO73	HAINES
5622.5	KWVD61	HIDDEN FALLS
5622.5	KWZ78	HOLLIS
5622.5	KWX72	HUBLIA
5622.5	KXA35	HYDER
5622.5	KWVD63	KAKE
5622.5	KWV63	KALTAG
5622.5	KWA96	KARLOF
5622.5	KENAI	KENAI
5622.5	KWOC85	KLAVOOK
5622.5	KWO80	LOST RIVER
5622.5	KWO23	MARYS IGLOO
5622.5	KWVD64	MCCARTHY
5622.5	KWA91	MYERS CHUOK
5622.5	KWB24	HAYCOCK
5622.5	KWI71	NAPAMUTE
5622.5	KWI73	NEW KNOCK HOCK
5622.5	KWZ35	NIKOLSKI
5622.5	KWOC33	NULATO
5622.5	KWV80	O'BRIEN CREEK
5622.5	KWY77	PERRYVILLE
5622.5	KWVD55	POINT BAKER
5622.5	KWB94	PT ALEXANDER
5622.5	KWY70	PT GRAHAM
5622.5	KWI67	RAMPART
5622.5	KWVD67	SANAK
5622.5	KWE34	SCAMMON BAY
5622.5	KXA32	SECURITY BAY
5622.5	KWVD83	SLEITMUTE
5622.5	KXA34	SLEITMUTE
5622.5	KWB86	STEEL CREEK
5622.5	KWVD58	STONY RIVER
5622.5	KWVD59	TAKU LODGE
5622.5	KWVD60	TALKEETNA
5622.5	KWZ79	TANACROSS
5622.5	KWVD61	TENAKEE
5622.5	KWZ34	TYONEK
5622.5	KWV64	WINDHAM BAY

AERONAUTICAL RADIO, INC.

5622.5 KWF75
ALASKA PACKERS ASSOCIATION
5622.5 KWO76 OHIGNIK
5622.5 KWE47 CLARKS POINT
5622.5 KWO72 ELEGIK
5622.5 KWO74 KVOHAK
5622.5 KWA82 LARSON BAY
5622.5 KWC21 S NAKNEK

LIBBY MCNEILL AND LIBBY

5622.5 KWO46 MOSER BAY
NAKAT PACKING CORP.
5622.5 KWE54 HIDDEN INLET
5622.5 KWB71 NAKNEK
5622.5 KWD63 WATERFALL

ALASKA AERONAUTICAL RADIO, INC.

5622.5 KWD32 CRAIG
5622.5 KWD33 HAWK INLET
5622.5 KWD29 JUNEAU
5622.5 KWD35 KAKE
5622.5 KWA20 KETCHIKAN
5622.5 KWK57 KETCHIKAN
5622.5 KWD30 KIMSHAN COVE
5622.5 KXA99 MENDENHALL POINT
5622.5 KWD51 METLAKATLA
5622.5 KWD37 NEETS BAY
5622.5 KWD34 PELICAN
5622.5 KWD31 PETERSBURG
5622.5 KWD25 SITKA
5622.5 KWB89 SKAGWAY
5622.5 KWD65 TODD
5622.5 KWD69 WRANGELL

ALASKA PACIFIC SALMON CO.

5622.5 KWO33 POPOFF

ARCTIC RADIO TELEPHONE COMPANY

5622.5 KWO98
5622.5 KWI72
5622.5 KWO71
5622.5 KWX75
5622.5 KWX45 HOMER
5622.5 KWD89 KENAI
5622.5 KWE41 KING SALMON
5622.5 KWE91 KODIAK
5622.5 KWF74 KOTZEBUE
5622.5 KWE33 SELDOVIA
5622.5 KWO35 SEWARD

BEYMER HOWARD

5622.5 KWA85 MARSHALL

COLUMBIA RIVER PACKERS ASSOCIATION, INC.

5622.5 KWO30 THOMPSON

CORDOVA AIR LINES, INC.

5622.5 KWO40 CHISANA
5622.5 KWD74 CHITINA
5622.5 KWD65 CORDOVA
5622.5 KWD64 VALDEZ

BRISTOL BAY AIRLINES

5622.5 KWE40
5622.5 KWD73 DILLINGHAM
5622.5 KWO95 KOLIGANEK
5622.5 KWO96 TOGIAK

ELLAMAR PACKING CO., INC.

5622.5 KWE62 ELLAMAR

EMEL, JOHN T.

5622.5 KWX85 ALAKANUK

GOODNEWS BAY MINING CO.

5622.5 KWF94 PLATINUM
5622.5 KWF94 PLATINUM

HARRIS, P. E., COMPANY, INC.

5622.5 KWO63 FALSE PASS

HOOD BAY SALMON CO.

5622.5 KWO46 HOOD BAY

KERR MCGEE OIL INDUSTRIES, INC.

5622.5 KXA44 IGY BAY

NELSON, ROBERT E.

5622.5 KWO49 THAYER LAKE

NEW YORK ALASKA GOLD DREDGING CORP.

5622.5 KWO32 NYAC
5622.5 KWO32 NYAC

NORTHERN CONSOLIDATED AIRLINES, INC.

5622.5 KWO30 BATTLE LAKE
5622.5 KWO66 BRISTOL BAY
5622.5 KWO78 BROOKS LAKE
5622.5 KWO67 COVILLE
5622.5 KWF47 KULIK LAKE
5622.5 KWO82 MEKORYUK
5622.5 KWF46 NANWHYENUK LAKE

OCEANIC FISHERIES CO., INC.

5622.5 KWW65 FORT CONOLUBION
PACIFIC NORTHERN AIRLINES, INC.
5622.5 KWD71 KODIAK
PELICAN COLD STORAGE CO.
5622.5 KWD77 HOONAH

SAN JUAN FISHING & PACKING CO.

5622.5 KWE66 PT SN JUAN

SUPERIOR PACKING CO.

5622.5 KWX64 SUPERIOR

ROSENBERG, S. M.

5622.5 KWE49 CHATHAM
5622.5 KWE33 NOYES I

WHITE FISH PRODUCTS CO., INC.

5622.5 KWO31 TYEE

WIEN ALASKA AIRLINES, INC.

5622.5 KXA46 BETTLES
5622.5 KXA57 CIRCLE SPRINGS
5622.5 KWX73 FT YUKON
5622.5 KWX69 HUGHES
5622.5 KWO39 SIUONGNAK

COLLINS AIR SERVICE, DDA

5622.5 KWBQ5 NAKNEK AIR BASE

COLBY, OLIVER A.

5622.5 KWE65 FICK COVE

REEVE ALUTIAN AIRWAYS, INC.

5622.5 KWE44 ATKA ISLAND
5622.5 KWC62 COLD BAY
5622.5 KWC62 COLD BAY
5622.5 KWD84 DUTCH HARBOR
5622.5 KWD84 DUTCH HARBOR
5622.5 KWO60 UMINAK ISLAND
5622.5 KWO60 UMINAK ISLAND

MOORE, PHILIP H.

5622.5 KWF73

WALLER, CHARLIE

5622.5 KWI69 CHIRIKOF I.

MORRISON ENUDSEN COMPANY, INC.

5622.5 KWW77

RAINY PASS LODGE

5622.5 KWA21 PUNTILLA LAKE

WEIDNER, H. S.

5622.5 KWO66 AUK LAKE

ROMIG, HOWARD G.

5622.5 KWO65 KENAI LAKE

MISCOVICH, GEORGE J.

5622.5 KWE80 POORMAN

MORRISON, WOODROW

5622.5 KWA63 HYDABURG

BELLINGHAM CANNING COMPANY

5622.5 KWW82 YAKUTAT

ADMIRALTY ALASKA GOLD MINING COMPANY

5622.5 KWX65 FUNTER BAY

REEVE, ROBERT C.

5622.5 KWO41 SAND POINT

REEVE AIRWAYS

5622.5 KWO47 UNALASKA
5622.5 KWO47 UNALASKA

ALASKA AIRLINES, INC.

5622.5 KWO57 ST. MICHAEL

ALASKA COASTAL AIRLINES

5622.5 KWX41 KOOTZNAHOO INLET
5622.5 KXA93

HAYES, HOWARD CHESTER

5622.5 KWX53

NORTHERN TIN COMPANY

5622.5 KWX84 BUCK CREEK

WESTERN ALASKA AIRLINES, INC.

5622.5 KWC92

VALLEY LUMBER COMPANY

5622.5 KXA49 ANNADEL

MEURS DONALD ORIVAL

5622.5 KXA47 SHRUBBY COVE

SOUNDVIEW LOGGING COMPANY, INC.

5622.5 KXA59 TUXEKAN ISLAND

REEVE ALUTIAN AIRWAYS

5622.5 KWO41 ADAK ISLAND
5622.5 KWC61 ADAK ISLAND

ALASKA AVIATION RADIO, INC.

5622.5 KWC63
5622.5 KWD23
5622.5 KWC69 ANCHORAGE
5622.5 KWE77 BETHEL
5622.5 KWD21 HOMER
5622.5 KWD22 McGRATH
5622.5 KWD21 NOME
5622.5 KWD25 SEWARD

ANNEX III

The assignments listed below on 5662.5 kc will be moved to 5122.5 kc on a date to be later specified.

A multiple listing for the same call sign and location indicates that more than one type of emission is authorized.

ALASKA AERONAUTICAL RADIO, INC.

5622.5 KWD29 JUNEAU

CORDOVA AIR LINES, INC.

5622.5 KWO40 CHISANA
5622.5 KWD74 CHITINA
5622.5 KWD65 CORDOVA
5622.5 KWD64 VALDEZ

NORTHERN CONSOLIDATED AIR LINES, INC.

5622.5 KWO30
5622.5 KWO30

PACIFIC NORTHERN AIRLINES, INC.

5622.5 KWD71 KODIAK

RAINY PASS LODGE

5622.5 KWA21 PUNTILLA LAKE

ALASKA AVIATION RADIO, INC.

5622.5 KWC63
5622.5 KWD23
5622.5 KWD23

[F. R. Doc. 54-4807; Filed, June 23, 1954;

8:53 a. m.]

FEDERAL POWER COMMISSION

[Docket No. G-2458]

NORTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

JUNE 18, 1954.

Take notice that on June 4, 1954, Northern Natural Gas Company (Applicant), a Delaware corporation having its principal place of business at Omaha, Nebraska, filed a petition requesting that the Commission amend its order issued May 13, 1953, in Docket No. G-2009 to enable Applicant to construct and operate facilities and to sell natural gas in volumes up to 12,000 Mcf per day on a firm basis in addition to 12,000 Mcf per day now being sold on an interruptible basis to Allied Chemical and Dye Corporation (Allied); or, in the alternative, that the Commission, if it desires to treat such filing as a new application under section 7 of the Natural Gas Act, issue Applicant a certificate of public convenience and necessity authorizing construction and operation of the same facilities to sell 12,000 Mcf of gas per day on a firm basis to Allied. Such petition will be treated as a new application for a certificate under the provisions of sections 7 (c) and (e) of the Natural Gas Act.

The facilities necessary to enable such sales to be made to Allied are estimated to cost \$1,396,000, and consist of 9.0 miles of 30-inch fifth line north of Applicant's Clifton, Kansas, compressor

station and one 2,000 hp compressor unit addition at Applicant's Sunray, Texas, compressor station. Cash requirements for the construction of such facilities will be provided from cash on hand or cash generated from internal sources.

Applicant states that Allied plans to construct an additional unit at its La Platte, Nebraska, fertilizer and urea plant, and that the additional volumes of firm gas proposed to be sold to Allied are necessary to the effective operation of the expanded plant.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the Commission's rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 8th day of July 1954. The application is on file with the Commission and available for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 54-4783; Filed, June 23, 1954;
8:49 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-3254]

GENERAL PUBLIC UTILITIES CORP.

ORDER REGARDING CONTRIBUTIONS TO
SUBSIDIARY

JUNE 18, 1954.

General Public Utilities Corporation ("GPU"), a registered holding company, having filed a declaration pursuant to section 12 (b) of the Public Utility Holding Company Act of 1935 ("act"), and Rule U-45 promulgated thereunder regarding certain proposed transactions, which are summarized as follows:

GPU proposes to make cash capital contributions in an aggregate amount not to exceed \$500,000 to its subsidiary, Northern Pennsylvania Power Company ("North Penn"). Each such contribution will, upon receipt by North Penn, be credited to the stated capital applicable to its Common Stock. Such capital contributions will be made by GPU from time to time, but not later than December 31, 1954, as North Penn requires funds for construction purposes or to reimburse its treasury for expenditures therefrom for construction purposes or to repay bank loans utilized for such purposes. Proposals for the merger of North Penn into Pennsylvania Electric Company are pending before this Commission (General Public Utilities Corporation et al., File No. 70-3050). In this connection, GPU stipulates and agrees that the favorable disposition of the instant declaration will not carry any implication, favorable or unfavorable, with respect to the disposition of the merger proceedings.

The declaration states that no State or Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

It is estimated that GPU's expenses in connection with the proposed transactions will not exceed \$300.

Notice regarding said filing having been duly given pursuant to the require-

ments of Rule U-23 and no hearing having been requested or ordered by the Commission; and the Commission finding that the applicable provisions of the act and the rules promulgated thereunder are satisfied, that the expenses, if they do not exceed the estimate, are not unreasonable, and that the declaration, as amended, should be permitted to become effective forthwith:

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 54-4784; Filed, June 23, 1954;
8:49 a. m.]

[File No. 70-3263]

COLUMBIA GAS SYSTEM, INC., ET AL.

NOTICE OF FILING OF DECLARATION REGARDING
OPEN ACCOUNT ADVANCES TO SUBSIDIARIES
BY THE PARENT

JUNE 18, 1954.

In the matter of The Columbia Gas System, Inc., The Ohio Fuel Gas Company, The Manufacturers Light and Heat Company, Central Kentucky Natural Gas Company, Home Gas Company; File No. 70-3263.

Notice is hereby given that The Columbia Gas System, Inc. ("Columbia"), a registered holding company and four of its wholly owned subsidiaries, The Ohio Fuel Gas Company ("Ohio Fuel"), The Manufacturers Light and Heat Company ("Manufacturers"), Central Kentucky Natural Gas Company ("Central Kentucky"), and Home Gas Company ("Home") have filed a joint declaration pursuant to the Public Utility Holding Company Act of 1935 ("act") designating section 12 (b) of the act and Rule U-45 thereunder as applicable to the proposed transactions which are summarized as follows:

Columbia proposes to advance funds on open account from time to time during 1954 to four of its subsidiaries but not in excess of the amounts shown below:

Ohio Fuel.....	\$16,000,000
Manufacturers.....	7,000,000
Central Kentucky.....	1,000,000
Home.....	1,000,000

The amounts so advanced will bear interest at the rate of 3½ percent per annum which it is stated represents the present prime rate for short-term money plus ½ of 1 percent to cover the cost incurred by Columbia in obtaining the necessary funds under bank credit agreements and will be repayable in three equal installments on February 25, March 25, and April 25, 1955.

The subsidiaries propose to use the funds advanced to them to purchase inventory gas for underground storage during the off-peak period. The purchases will be spread over a period of several months with the maximum amount invested for only a short period.

The advances will be liquidated as the gas is withdrawn and sold.

The estimated aggregate expense involved in connection with the proposed transactions amounts to \$375.

It is represented that no State commission or Federal commission other than this Commission has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, on or before 5:30 p. m., July 1, 1954, request the Commission in writing that a hearing be held in respect of this matter, stating the nature of his interest, the reasons for the request, and the issues of fact or law raised by said filing which he desires to controvert, or he may request that he be notified if the Commission orders a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said date, the Commission may permit said joint declaration, as filed or as amended, to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 54-4785; Filed, June 23, 1954;
8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 20372]

PHOSPHATE ROCK FROM FLORIDA TO
MISSOURI POINTS

APPLICATION FOR RELIEF

JUNE 18, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedules listed below.

Commodities involved: Phosphate rock, carloads.

From: Mines in Florida.

To: Dodson, Red Bridge, Martin City, and Kearney, Mo.

Grounds for relief: Rail competition, circuitry, to apply rates constructed on the basis of the short line distance formula, and additional destinations.

Schedules filed containing proposed rates: Atlantic Coast Line Railroad Company, I. C. C. No. B-3232, supp. 106; Seaboard Air Line Railroad Company, I. C. C. No. A-8153, supp. 95.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the

application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4749; Filed, June 23, 1954;
8:47 a. m.]

[4th Sec. Application 29373]

FLY ASH BETWEEN POINTS IN SOUTHERN
TERRITORY

APPLICATION FOR RELIEF

JUNE 18, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Fly ash, carloads.

Between: Points in southern territory.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and to apply rates constructed on the basis of the short line distance formula, and to comply with I. & S. docket 6018 et al.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1410, supp. 6.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4750; Filed, June 22, 1954;
8:47 a. m.]

[4th Sec. Application 29374]

FOREIGN WOODS FROM THE SOUTH TO
EUFALA, ALA.

APPLICATION FOR RELIEF

JUNE 18, 1954.

The Commission is in receipt of the above-entitled and numbered applica-

tion for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., agent, for carriers parties to schedule listed below.

Commodities involved: Lumber, logs, flitches or piling of foreign woods, dimension stock, carpenter's moulding, built up woods, and veneer, carloads.

From: Pensacola, Fla., Mobile, Ala., Gulfport, Miss., and New Orleans, La.

To: Eufaula, Ala.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and additional destination.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1356, supp. 17.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4751; Filed, June 22, 1954;
8:47 a. m.]

[4th Sec. Application 29379]

SULPHUR FROM NASH DOME, TEX., TO
OFFICIAL AND SOUTHERN TERRITORIES

APPLICATION FOR RELIEF

JUNE 21, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedules listed below.

Commodities involved: Sulphur, carloads.

From: Nash Dome, Tex.

To: Points in southern and official territories.

Grounds for relief: Rail competition, circuitry, to maintain grouping, to apply rates constructed on the basis of the short line distance formula, and additional origin.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 4020, supp. 87; F. C. Kratzmeir, Agent, I. C. C. No. 3987, supp. 116; F. C. Kratzmeir, Agent, I. C. C. No. 3571, supp. 279.

Any interested person desiring the Commission to hold a hearing upon such

application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4790; Filed, June 23, 1954;
8:50 a. m.]

[4th Sec. Application 23380]

SULPHUR FROM NASH DOME, TEX. TO
CERTAIN POINTS

APPLICATION FOR RELIEF

JUNE 21, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to schedule listed below.

Commodities involved: Sulphur, carloads.

From: Nash Dome, Tex.

To: Denver and Ladora, Colo., Miami, Okla., and points in central and southern territories, Iowa and Wisconsin.

Grounds for relief: Rail competition, circuitry, to maintain grouping, and additional origin.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3862, supp. 225.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL] GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4791; Filed, June 23, 1954;
8:50 a. m.]

[4th Sec. Application 29381]

FIG IRON FROM BIRMINGHAM, ALA., GROUP
TO CHICAGO, ILL.

APPLICATION FOR RELIEF

JUNE 21, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to schedule listed below.

Commodities involved: Pig iron, salamander iron and broken iron or steel skulls, carloads.

From: Birmingham, Ala., and points grouped therewith.

To: Chicago, Ill.

Grounds for relief: Competition with rail carriers, and competition with water, or water-rail carriers.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, I. C. C. No. 1420, supp. 5.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4792; Filed, June 23, 1954;
8:51 a. m.]

[4th Sec. Application 29382]

RUBBER FROM TEXAS AND LOUISIANA TO
OHIO, PENNSYLVANIA, AND WEST VIRGINIA
POINTS

APPLICATION FOR RELIEF

JUNE 21, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for and on behalf of carriers parties to schedules listed below.

Commodities involved: Crude rubber, artificial, synthetic or neoprene, loose, in packages, carloads.

From: Baytown, Borger, Houston, and Port Neches, Tex., and Lake Charles and West Lake Charles, La.

To: Milan, Ohio, Kobuta, Pa., and Institute, W. Va.

Grounds for relief: Competition with rail carriers, circuitous routes, and additional destinations.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, I. C. C. No. 3967, supp. 356; F. C. Kratzmeir, Agent, I. C. C. No. 4087, supp. 19.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4793; Filed, June 23, 1954;
8:51 a. m.]

[4th Sec. Application 29383]

SCRAP IRON AND STEEL ARTICLES BETWEEN
POINTS IN OFFICIAL TERRITORY

APPLICATION FOR RELIEF

JUNE 21, 1954.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: C. W. Boin, Agent, for and on behalf of carriers parties to Agent H. R. Hinsch's tariff I. C. C. No. 4607 and other schedules listed in application.

Commodities involved: Scrap iron and steel articles, in carloads, minima 44,800, 56,000, and 80,000 pounds.

Between: Points in official territory except in northern Illinois, southern Wisconsin and extended Zone "C" in Wisconsin.

Grounds for relief: Rail competition, circuitry, to maintain grouping and to apply rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: H. R. Hinsch, Agent, I. C. C. No. 4607, and other tariff schedules listed in exhibit "A" of the application.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4794; Filed, June 23, 1954;
8:51 a. m.]

CHANGES IN ORGANIZATION OF BUREAUS

JUNE 21, 1954.

The following changes in the organization of the bureaus of the Interstate Commerce Commission will become effective July 1, 1954:

(1) The Bureau of Informal Cases and the Bureau of Traffic will be consolidated into a new Bureau of Rates, Tariffs and Informal Cases, the present Bureau of Informal Cases becoming the Section of Informal Cases in the new bureau.

(2) A new Bureau of Inquiry and Compliance will be established, which will consist of the Office of the Director, Section of Rail, Water and Forwarder Enforcement (at present the Bureau of Inquiry) and Section of Motor Carrier Enforcement (at present the Section of Law and Enforcement of the Bureau of Law).

(3) The Library and the Section of Indices now in the Bureau of Law will be transferred to the Office of the Secretary, within which office the Section of Indices will be merged with the Unit of Annotations, at present in the Office of the Secretary.

(4) The Bureau of Law will become the Office of the General Counsel.

[SEAL]

GEORGE W. LAIRD,
Secretary.

[F. R. Doc. 54-4796; Filed, June 23, 1954;
8:51 a. m.]